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No. 74

1926

The Commonwealth of Massachusetts

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ANNUAL REPORT

OF THE

Mass.; LICENSING BOARD

FOR THE

CITY OF BOSTON

FOR THE

YEAR ENDING NOVEMBER 30, 1926



The Commonwealth of Massachusetts

1 BEACON STREET, December 1, 1926.

To His Excellency ALVAN T. FULLER, *Governor of the Commonwealth of Massachusetts.*

SIR:—The Licensing Board for the City of Boston respectfully submits its twenty-first annual report covering the year ending November 30, 1926.

PERSONNEL OF THE BOARD.

DAVID T. MONTAGUE, *Chairman*, ARTHUR J. SELFRIDGE, MARY E. DRISCOLL, constitute the present Board.

FINANCIAL.

Receipts and disbursements for the year ending November 30, 1926

Miscellaneous licenses	\$54,803 00	
Liquor licenses	2,314 00	
Miscellaneous receipts	2,055 50	\$59,172 50

Expenses of the Board, salaries, rent, lights, etc.	32,963 43
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Excess receipts over expenditures	\$26,209 07
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LICENSES GRANTED BY THE BOARD.

1. Third class, liquor, Retail druggists	212
2. Fourth class liquor, Wholesale dealers	7
3. Fifth class liquor, Industrial alcohol	2
4. Soft drinks	2,629
5. Innholders and Common Victuallers	2,625
6. Lodging houses	4,013
7. Intelligence offices	177
8. Sale of Firearms	56
9. Billiard and Pool tables and Bowling alleys	337
10. Skating rinks, Ferris wheels and Merry-go-Rounds	5
11. Picnic groves	2
12. Sunday sale of ice cream, confectionery, soda water and fruit	2,374
13. Amusement, required by chap. 299, Acts of 1926	94

Total number of applications acted on during the year:

Granted	12,533
Rejected	460

12,993

LEGISLATION.

During the past year there has been no change in the law relating to the Board or to the licenses granted by it except Chapter 299 of the Acts of 1926 which applies to licensing authorities throughout the commonwealth.

NEW LEGISLATION.

Chapter 299 of the Acts of 1926 which took effect August 1, prescribes a new form of license. Said act is in amendment of sections 182 and 183 of Chapter 140, General Laws, and the principal material portion of said act applicable to the City of Boston is as follows:

SECTION 183A. "No innholder, common victualler or person owning, managing or controlling a cafe, restaurant or other eating or drinking establishment shall, as a part of his usual business, offer to view, set up, set on foot, maintain or carry on a concert, dance, exhibition, cabaret or public show of any description at which food or drink or other refreshment is sold for cash, or in connection with which, after free admission, music or other amusement is provided or furnished upon payment or deposit of money, either as a cover charge or in payment for food, drink or other refreshment, unless and until a license therefor, to be exercised on week days only, has been issued by the licensing authorities, who may upon written application and upon such terms or conditions as they may prescribe, grant such a license for any and all of the purposes hereinbefore described and may, after written notice to the licensees, suspend or, after hearing revoke the same." . . .

In accordance with the act, the Board has established the following terms and conditions which are made a part of the license and printed thereon.

1. The licensed premises shall be subject to inspection by the police of the City of Boston and the duly authorized agents of the Licensing Board.
2. No intoxicated person shall be allowed nor shall the sale, distribution or drinking of intoxicating liquors be permitted, on the licensed premises.
3. Improper dancing by patrons or objectionable entertainment shall not be permitted. The entertainment and dancing must be confined to some space provided for the purpose.
4. Booths hereinafter erected, in which refreshments are to be served, shall not be more than 4 feet 6 inches in height, and a plan showing the location and character of the booths must be submitted to the Licensing Board for its approval.
5. The licensed premises must be well lighted at all times.
6. The Licensing Board reserves the right to change or add to the foregoing terms and conditions after notice to the licensee.

Many questions have arisen as to the application of the act to particular situations and it is possible that the courts will be called on to construe it; but in the meantime, the great majority of those presumably or possibly affected by it have applied for a license.

NEW MATTER IN CONNECTION WITH THE SALE OF FIREARMS.

It came to the attention of the Board that certain licensees were selling air pistols on the theory that they were not firearms within the meaning of the statute, and were selling and delivering firearms to persons outside of the city or state, without requiring the purchaser to obtain a permit and sign the record book as provided by law. The opinion of the attorney general as to whether the law applies to sales to non-residents was sought and he advised that the statute is mandatory, and that all persons, residents or not, must obtain a permit and personally sign the book. The Board is of the same opinion. The Board also believes, and the Commissioner of Public Safety concurs, that an air pistol is a firearm within the meaning of the statute. Licensees have, consequently, been notified of the opinions of the attorney general, the commissioner of public safety, and the board concerning these matters.

DANCING.

Buildings in which dancing permits are sought may not have been designed to carry the extra strain that dancing entails, or may have deteriorated beyond the safety line. The Board therefore refers all dance license applications concerning which there is any question of the safety of the premises, to the Building Department of the city before the license is granted.

SAFETY OF LODGING HOUSES IN THE EVENT OF FIRE.

Many lodging houses were formerly private dwellings and as such were not required to be provided with the means of egress necessary for safety from fire when used as lodging houses.

Some of these houses have been equipped with fire escapes or have other sufficient means of egress but there is still a large number which, in the opinion of the Building Department of the city, are dangerous. The average citizen unless endangered thinks little of fire protection. The danger to life from fire is a very real one and the Board in cooperation with the Building Department has since July 1 referred to that department all applications for lodging house licenses for examination and report.

LEGISLATIVE PROPOSAL.

The salary of the secretary of the Board is fixed by the legislature. The tendency of legislation in this commonwealth is to allow boards and commissions to fix the salary of their secretaries subject to the approval of the governor and council. The Licensing Board for the City of Boston is one of the few boards and commissions, the salary of whose secretary is still fixed by the legislature.

The City of Boston pays the salaries and expenses of the Licensing Board and in the opinion of the Board, the approval of the mayor of the city might well be added to the approval of the governor and council in fixing the salary of its secretary.

The Board therefore respectfully recommends that an act be passed by the legislature allowing it to fix the salary of its secretary subject to the approval of the governor and council and the mayor of the city of Boston, and herewith presents a bill to that effect.

GENERAL MATTERS.

The Board again expresses its appreciation of the faithful and efficient service rendered by its secretary and clerks. The relations of the Board with the various departments of the city with which it comes in contact are cordial and harmonious.

DAVID T. MONTAGUE,
ARTHUR J. SELFRIDGE,
MARY E. DRISCOLL,

Licensing Board for the City of Boston.

APPENDIX.

COMPLAINTS.

Kind of License	Number of Licenses	Action Taken.
Third-class druggists . . .	3	Revoked.
Third-class druggists . . .	3	Granted after hearing.
Third-class druggists . . .	1	Placed on file.
Third-class druggists . . .	5	Dismissed.
Innholders . . .	1	Revoked.
Innholders . . .	1	Revoked (sentence suspended).
Innholders . . .	7	Placed on file.
Innholders . . .	2	Granted after hearing.
Innholders . . .	6	Dismissed.
Innholders . . .	2	Restrictions imposed.
Common victualers . . .	59	Revoked.
Common victualers . . .	44	Revoked (sentence suspended).
Common victualers . . .	5	Suspended 1 month.
Common victualers . . .	2	Suspended 2 weeks.
Common victualers . . .	9	Suspended 1 week.
Common victualers . . .	1	Suspended 4 days.
Common victualers . . .	1	Suspended 3 days.
Common victualers . . .	33	Placed on file.
Common victualers . . .	38	Granted after hearing.
Common victualers . . .	45	Rejected after hearing.
Common victualers . . .	29	Dismissed.
Common victualers . . .	5	Withdrawn.
Common victualers . . .	5	Restrictions imposed.
Common victualers . . .	4	Miscellaneous
Fruit, etc.	36	Revoked.
Fruit, etc.	18	Revoked (sentence suspended).
Fruit, etc.	2	Suspended 2 months.
Fruit, etc.	1	Suspended 1 month.
Fruit, etc.	2	Suspended 2 weeks.
Fruit, etc.	3	Suspended 1 week.
Fruit, etc.	1	Suspended 3 days.
Fruit, etc.	1	Suspended indefinitely, complaint Board of Health.
Fruit, etc.	47	Placed on file.
Fruit, etc.	27	Granted after hearing.
Fruit, etc.	20	Rejected after hearing.
Fruit, etc.	4	Dismissed.
Fruit, etc.	1	Withdrawn.
Billiard and Pool . . .	3	Revoked.
Billiard and Pool . . .	4	Revoked (sentence suspended).
Billiard and Pool . . .	7	Placed on file.
Billiard and Pool . . .	19	Granted after hearing.
Billiard and Pool . . .	10	Rejected after hearing.
Billiard and Pool . . .	2	Dismissed.
Billiard and Pool . . .	1	Miscellaneous.
Lodging houses . . .	28	Revoked.
Lodging houses . . .	36	Revoked (sentence suspended).
Lodging houses . . .	30	Placed on file.
Lodging houses . . .	4	Granted after hearing.
Lodging houses.	8	Rejected after hearing.
Lodging houses.	31	Dismissed.
Lodging houses.	4	Restrictions imposed.
Lodging houses.	2	Withdrawn.

Soft drinks	50	Revoked.
Soft drinks	27	Revoked (sentence suspended).
Soft drinks	1	Suspended indefinitely, complaint Board of Health.
Soft drinks	2	Suspended 2 months.
Soft drinks	3	Suspended 1 month.
Soft drinks	4	Suspended 2 weeks.
Soft drinks	1	Suspended 10 days.
Soft drinks	5	Suspended 1 week.
Soft drinks	1	Suspended 4 days.
Soft drinks	1	Suspended 3 days.
Soft drinks	52	Placed on file.
Soft drinks	23	Granted after hearing.
Soft drinks	30	Rejected after hearing.
Soft drinks	8	Dismissed.
Soft drinks	1	Withdrawn.
Intelligence offices	3	Granted after hearing.
Intelligence offices	1	Rejected after hearing.
Firearms	1	Revoked.
Picnic Groves	1	Dismissed.
Entertainment, etc.	2	Granted after hearing.
Entertainment, etc.	1	Rejected after hearing.
Entertainment, etc.	7	Restrictions imposed.
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In addition to the above the board has interviewed, with the representative of the Building Department present, about 250 applicants for lodging house licenses on the question of fire exits.

TABLE 1.—LIQUOR.

The following is a classified list of the licenses in force Nov. 30, 1926:—

Fourth-class dealer,	4	Fifth-class license,	2
Fourth-class druggist,	3	Third-class druggist,	193

Number of Licenses Issued and Amount paid into the Treasury from Dec. 1, 1925, to Dec. 1, 1926.

4 fourth-class dealers, at \$300		\$1,200 00
3 fourth-class druggists, at \$300		900 00
212 third-class druggists, at \$1		212 00
2 fifth-class licenses, at \$1		2 00
Total,		\$2,314 00

TABLE 2.—COMMON VICTUALERS AND INNOLDERS.

Common Victualers.

Applications granted		2,557
Places licensed		2,078
Canceled:		
Surrendered	324	
For nonpayment	96	420
Rejected		136
Revoked		59
Transferred		55
Withdrawn		5
Suspended		18
Fees collected (1) (2) (3)		\$12,255 00

Of the licenses granted, 11 were for lunch carts, 8 of which are in actual operation.

1 2 licenses (1925) paid.
2 8 licenses unpaid.
3 4 licenses fee refunded.

INNOLDERS.

Applications granted	68	
Places licensed	65	
Canceled: Surrendered	2	
Rejected	1	
Revoked	1	
Fees collected		\$340 00
The fee fixed by Statute is not to exceed \$5.		

TABLE 3.—BILLIARD, POOL AND SIPPIC TABLES AND BOWLING ALLEYS.

Applications granted	298	
Clubs	39	
	337	
Places licensed	257	
Places licensed (clubs)	39	
Canceled:		
Surrendered 26		
For nonpayment 5	31	
Rejected	27	
Revoked	3	
Transfers rejected	2	
Transferred	9	
Withdrawn	3	
Additional	7	

Number of Tables and Alleys.

Billiards	387	
Pool	1,329	
Bowling alleys	736	
Canceled for nonpayment	4	
4 licenses for 13 tables		
Fees collected (1)		\$12,205 00

The fee established by the Board is \$5 for each table and alley.

¹ Unpaid license of 1925, \$10 collected.

TABLE 4.—INTELLIGENCE OFFICES.

Applications granted	177	
Places licensed (1)	159	
Canceled:		
Surrendered Class 1 — 1		
Nonpayment Class 1 — 3		
Class 2 — 3		
Class 3 — 1	8	
Rejected	3	
Transfers granted	14	
Fees collected (2)		\$7,816 00
Of the applications granted:		

67 were first class, \$5,100.

74 were second class, \$2,660.

28 were third class, \$56.

The fee established by the Board is \$75 for a first-class license; \$35 for a second-class license; and \$2 for a third-class license.

¹ 10 licensed places hold two classes of licenses.

² 2 unpaid licenses of 1925 (\$110) canceled for nonpayment of fee.

TABLE 5.—PICNIC GROVES.

Applications granted	2	
Places licensed	2	
Fees collected		\$10 00
The fee established by the Board is \$5.		

TABLE 6.—SUNDAY SALE OF ICE CREAM, CONFECTIONERY, SODA WATER OF FRUIT

Applications granted	2,374	
Places licensed	2,020	
Canceled:		
Surrendered 236		
For nonpayment 80	316	
Rejected	146	
Transferred	65	
Transfers rejected	1	
Withdrawn	57	
Revoked	36	
Suspended	10	
Fees collected ¹		\$11,465 00
The fee fixed by Statute is not to exceed \$5.		

¹ 1 license unpaid.

TABLE 7.—LODGING HOUSES.

Applications granted	4,013	
Places licensed	3,504	
Canceled:		
Surrendered 387		
For nonpayment 94	481	
Rejected	27	
Revoked	28	
Transferred	111	
Withdrawn	9	
Fees collected ^{1 2}		\$7,822 00
The fee established by the City is \$2.		

¹ 9 licenses unpaid.² 1 license (1925) paid.

TABLE 8.—MERRY-GO-ROUND, FERRIS WHEELS, ETC.

Applications granted	5	
Places licensed	5	
Rejected	2	
Fees collected		\$18 00
The fee established by the Board is \$1 for each class for each day licensed.		

TABLE 9.—RETAIL VENDORS OF SOFT DRINKS.

Applications granted	2,629	
Places licensed	2,255	
Canceled:		
Surrendered 239		
For nonpayment 85	324	
Rejected	114	
Suspended	17	
Revoked	50	
Transfers granted	67	
Transfers rejected	1	
Withdrawn	65	
Fees collected ¹		\$2,542 00
The fee is established by law, not to exceed \$1.		

¹ 2 licenses unpaid.

TABLE 10.—FIREARMS.

Applications granted	56	
Places licensed	53	
Canceled:		
For nonpayment	2	
Transferred	1	
Revoked	1	
Fees collected		270 00
The fee established by the Board is \$5.		

TABLE 11.—ENTERTAINMENT, ETC.

Applications granted:	Innholders	11	
	Common victualers	67	
	Soft drinks	11	
	Clubs	5	
Surrendered:			
For nonpayment	Soft drinks	4	
Rejected	Innholder ¹	1	
	Common victualer	2	
	Soft drinks	1	
	Club	1	
Places in operation		90	
Fees collected			60 00

The fee established by the Board is \$5.

Under the Statute a person conducting entertainments, etc., in connection with the sale of drinks, shall pay a fee fixed by the licensing authorities at not more than \$5, but holders of innholder and common victualer licenses are exempt from this fee.

¹ After a hearing reconsidered and granted.

TABLE 12.—MISCELLANEOUS RECEIPTS.

Recording fees	\$221 00
Sale of books, papers, etc.	34 92
Return of part of fee for Pathfinder	6 38
Return on lighting charge	1,750 00
Sales of Firearms Record books	43 20

\$2,055 50

Total amount received and paid into the treasury on account of miscellaneous licenses and receipts	\$56,858 50
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TABLE 13.—HOLDERS OF LICENSES ARRANGED ACCORDING TO NATIVITY.

	Lodging Houses	Common Victualers	Innholders	Retail Vendors of Soft Drinks	Fruit Ice Cream etc.	Fire- arms
Albanian	1	25	..	56	56	..
American	1,943	902	69	674	565	11
Arabian . . . . .	..	..	..	1	1	..
Armenian	13	33	..	123	122	..
Austrian	9	20	..	19	19	..
Belgian	7	2	..	1	2	..
Canadian	749	138	1	58	61	..
Czecho Slav	2	..	..	..	..	..
Chinese . . . . .	..	39	..	3	2	..
Danish	6	2	..	..	1	..
Dutch	6	2	..	2	1	..
English	148	35	1	41	43	1
Finlander	4	1	..	..	..	..
Filipino	2	2	..	..	..	..
French	25	14	3	6	6	..
German	38	43	..	24	19	1
Greek	31	370	..	221	223	..
Hebrew . . . . .	..	..	..	11	8	..
Hungarian . . . . .	..	3	..	3	3	..
Irish	560	131	3	158	138	1
Italian	25	257	3	452	464	6
Japanese	2	3	..	..	..	..
Lithuanian	11	16	..	39	34	..
Mexican	1	..	..	..	..	..
Norwegian	4	5	..	4	4	..
Polish	59	37	..	56	48	..
Porto Rican	2	..	..	..	..	..
Portuguese	19	13	..	10	9	..
Roumanian . . . . .	..	5	..	2	2	..
Russian	51	367	2	498	487	42
Scotch	69	9	2	17	14	2
Spanish	5	5	..	1	1	..
Swedish	93	21	..	5	5	..
Swiss . . . . .	..	1	..	3	..	..
Syrian	166	57	..	106	98	..
Turkish	6	12	..	16	19	..
Ukranian . . . . .	..	3	..	..	2	..
Welsh	1	..	..	1	1	..
West Indian	15	3	..	8	8	..
	4,073	2,576	84	2,619	2,466	64

Expenditures from Dec. 1, 1925, to Dec. 1, 1926.

PERSONAL SERVICE.

Commissioners, Secretary and Permanent employes	\$25,479 54
Temporary employes	587 73

SERVICES OTHER THAN PERSONAL.

Printing and binding	253 00
Light	121 73
Rent	4,500 00
Communication	290 56
Cleaning	10 58
Doctor	25 00
Fees	43 85
General plant repairs	58 48

EQUIPMENT.

Office	62 00
Library	31 25

SUPPLIES.

Office	1,449 06
Food and ice	43 00
Laundry, cleaning, etc.	7 65

Total	<hr/> \$32,963 43
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The Commonwealth of Massachusetts

STATE HOUSE, BOSTON, December 1, 1927.

To His Excellency ALVAN T. FULLER, *Governor of the Commonwealth of Massachusetts.*

SIR:—The Licensing Board for the City of Boston respectfully submits its twenty-second annual report covering the year ending November 30, 1927.

PERSONNEL OF THE BOARD.

DAVID T. MONTAGUE, *Chairman*, ARTHUR J. SELFRIDGE, MARY E. DRISCOLL, constitute the present Board.

FINANCIAL.

Receipts and Disbursements for the year ending November 30, 1927.	
Miscellaneous licenses	\$55,503 00
Liquor licenses	2,035 00
Miscellaneous receipts	251 20
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	\$57,789 20
Expenses of the board, salaries, rent, lights, etc.	31,968 23
	<hr/>
Excess receipts over expenditures	\$25,820 97

LICENSES GRANTED BY THE BOARD.

1. Third class liquor, Retail druggists	235
2. Fourth-class liquor, Wholesale dealers	6
3. Fifth class, Industrial alcohol	2
4. Soft drinks	2,575
5. Innholders and Common Victualers	2,725
6. Lodging houses	3,812
7. Intelligence offices	172
8. Sale of Firearms	24
9. Billiard and Pool tables and Bowling alleys	323
10. Skating rinks, Ferris wheels and Merry-go-Rounds	5
11. Picnic groves	2
12. Sunday sale of ice cream, confectionery, soda water and fruit	2,349
13. Amusement, required by chap. 299, Acts of 1926	153

Total number of applications acted on during the year:

Granted 12,383
Rejected 375

12,758

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HEARINGS.

906 Hearings have been held by the Board during the year as follows:

Kind of License	Number	Action Taken.
Third-class druggists	1	Revoked.
Third-class druggists	3	Granted after hearing.
Third-class druggists	1	Rejected after hearing.
Third-class druggists	2	Dismissed.
Innholders	3	Revoked (sentence suspended).
Innholders	7	Dismissed.
Innholders	1	Restrictions remain.
Common victualers	56	Revoked.
Common victualers	35	Revoked (sentence suspended).
Common victualers	1	Suspended 2 months.
Common victualers	4	Suspended 2 weeks.
Common victualers	10	Suspended 1 week.
Common victualers	1	Suspended 4 days.
Common victualers	3	Suspended 3 days.
Common victualers	1	Suspended 2 days.
Common victualers	38	Placed on file.
Common victualers	25	Granted after hearing.
Common victualers	23	Rejected after hearing.
Common victualers	8	Dismissed.
Common victualers	5	Complaint Board of Health, suspended till place cleaned up.
Fruit, etc.	34	Revoked.
Fruit, etc.	21	Revoked (sentence suspended).
Fruit, etc.	2	Suspended 1 month.
Fruit, etc.	6	Suspended 2 weeks.
Fruit, etc.	6	Suspended 1 week.
Fruit, etc.	95	Placed on file.
Fruit, etc.	23	Granted after hearing.
Fruit, etc.	19	Rejected after hearing.
Fruit, etc.	2	Dismissed.
Billiard and Pool	4	Revoked.
Billiard and Pool	6	Revoked (sentence suspended).
Billiard and Pool	3	Suspended 1 week.
Billiard and Pool	1	Suspended 2 weeks.
Billiard and Pool	1	Suspended 3 weeks.
Billiard and Pool	2	Placed on file.
Billiard and Pool	10	Granted after hearing.
Billiard and Pool	5	Rejected after hearing.
Billiard and Pool	3	Dismissed.
Billiard and Pool	1	Miscellaneous.
Lodging houses	34	Revoked.
Lodging houses	38	Revoked (sentence suspended).
Lodging houses	29	Placed on file.
Lodging houses	7	Granted after hearing.
Lodging houses	5	Rejected after hearing.
Lodging houses	40	Dismissed.
Lodging houses	1	Suspended indefinitely.
Lodging houses	1	Miscellaneous.
Soft drinks	51	Revoked.
Soft drinks	30	Revoked (sentence suspended).
Soft drinks	2	Suspended 1 month.
Soft drinks	7	Suspended 2 weeks.
Soft drinks	1	Suspended 3 weeks.
Soft drinks	10	Suspended 1 week.
Soft drinks	93	Placed on file.
Soft drinks	27	Granted after hearing.
Soft drinks	18	Rejected after hearing.
Soft drinks	6	Dismissed.

Kind of License	Number	Action Taken.
Intelligence offices	2	Granted after hearing.
Intelligence offices	1	Rejected after hearing.
Entertainment, etc.	8	Granted after hearing.
Entertainment, etc.	4	Rejected after hearing.
Entertainment, etc.	9	Restrictions imposed.
Entertainment, etc.	3	Revoked.
Entertainment, etc.	2	Revoked (revocation suspended).
Entertainment, etc.	2	Placed on file.
Entertainment, etc.	1	Suspended 2 days.
Entertainment, etc.	1	Suspended 1 month.
Clubs	1	Dismissed.

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NOTE.—In 38 cases the Board suspended the license and on the termination of the suspension the license was revoked and the revocation suspended.

TABLE 1.—LIQUOR.

The following is a classified list of the licenses in force Nov. 30, 1927:—

Fourth-class dealer,	3	Fifth-class license,	2
Fourth-class druggist,	3	Third-class druggist,	215
<i>Number of Licenses Issued and Amount paid into the Treasury from Dec. 1, 1926 to Dec. 1, 1927.</i>			

3 fourth-class dealers, at \$300	\$900 00
3 fourth-class druggists, at \$300	900 00
233 third-class druggists, at \$1	233 00
2 fifth-class licenses, at \$1	2 00
Total	\$2,035 00

TABLE 2.—COMMON VICTUALERS AND INNHOLDERS.

Common Victualers.

Applications granted	2,652
Places licensed	2,148
Canceled:	
Surrendered	355
For nonpayment	93
Rejected	448
Revoked	111
Transferred	56
Fees collected ^{1 2 3}	64
	\$12,775 00

Of the licenses granted, 16 were for lunch carts,
12 of which are in actual operation.

¹ 5 licenses 1926 paid.
² 3 licenses unpaid.
³ 6 licenses, fee refunded.

INNHOLDERS.

Applications granted	73
Places licensed	67
Canceled:	
Surrendered	4
For nonpayment	2
Fees collected	6
	\$355 00

The fee fixed by Statute is not to exceed \$5.

TABLE 3.—BILLIARD, POOL AND SIPPIC TABLES AND BOWLING ALLEYS.

Applications granted	286
Clubs	37
	323

Places licensed		257
Places licensed (clubs)		37
Canceled:		
Surrendered	12	
For nonpayment	5	17
Rejected		21
Revoked		4
Transferred		6
Withdrawn		7
Additional		10

Number of Tables and Alleys.

Billiards		393
Pool		1,256
Bowling alleys		778
Canceled for nonpayment		5
5 licenses for 15 tables and 16 alleys		
Fees collected		\$11,980 00
The fee established by the Board is \$5 for each table and alley.		

TABLE 4.—INTELLIGENCE OFFICES.

Applications granted		172
Places licensed		154
Canceled:		
Surrendered	Class 1—3	
For nonpayment	Class 1—2	
	Class 2—1	
	Class 3—1	7
Rejected		8
Transfers granted		12
Fees collected		\$8,776 00
Of the applications granted		
84 were first class, \$6,300.		
70 were second class, \$2,450.		
13 were third class, \$26.		

The fee established by the Board is \$75 for a first-class license; \$35 for a second-class license; and \$2 for a third-class license.

11 licensed places hold two classes of licenses.

TABLE 5.—PICNIC GROVES.

Applications granted		2
Places licensed		2
Fees collected		\$10 00
The fee established by the Board is \$5.		

TABLE 6.—SUNDAY SALE OF ICE CREAM, CONFECTIONERY, SODA WATER OR FRUIT.

Applications granted		2,349
Places licensed		2,009
Canceled:		
Surrendered	224	
For nonpayment	81	305
Rejected ¹		102
Transferred		52
Transfers rejected		5
Withdrawn		63
Revoked		34
Fees collected ²		\$11,340 00
The fee fixed by Statute is not to exceed \$5.		

¹ License reconsidered and rejected.

² Unpaid license of 1926 collected.

TABLE 7.—LODGING HOUSES.

Applications granted		3,812
Places licensed		3,336
Canceled:		
Surrendered	372	
For nonpayment	69	441
Rejected		42
Revoked		35
Transferred		90
Withdrawn		1
Fees collected ^{3 4}		\$7,494 00
The fee established by the City is \$2.		

³ 5 licenses 1926 paid.⁴ 1 license unpaid.

TABLE 8.—MERRY-GO-ROUND, FERRIS WHEELS, ETC.

Applications granted		5
Places licensed		5
Rejected		1
Fees collected		\$90 00
The fee established by the Board is \$1 for each class for each day licensed.		

TABLE 9.—RETAIL VENDORS OF SOFT DRINKS.

Applications granted		2,575
Places licensed		2,223
Canceled:		
Surrendered	220	
For nonpayment ¹	84	304
Rejected		85
Revoked		51
Transfers granted		52
Transfers rejected		5
Withdrawn		74
Fees collected ²		\$2,493 00
The fee is established by law, not to exceed \$1.		

¹ 1 unpaid license 1926.² 1 unpaid license 1926.

TABLE 10.—FIREARMS.

Applications granted		24
Places licensed		24
Transferred		1
Fees collected		\$120 00
The fee established by the Board is \$5.		

TABLE 11.—ENTERTAINMENT, ETC.

Applications granted:	Innholders	29
	Common victualers	110
	Soft drinks	7
	Clubs ¹	7
Canceled:	Common victualers	11
Rejected:	Innholders	2
	Common victualers	2
	Club	1
Transferred:	Club	1
Revoked:	Common victualers	2
	Club	1
Places in operation		139
Fees collected		\$70 00
The fee established by the Board is \$5.		

¹ 1 club granted for balance of year 1926-1927 and renewed 1927-1928.

1 club granted as a club, changed to common victualer later.

1 club revoked, leaving 4 clubs in existence Dec. 1.

Under the Statute a person conducting entertainments, etc., in connection with the sale of drinks, shall pay a fee fixed by the licensing authorities at not more than \$5, but holders of innholder and common victualer licenses are exempt from this fee.

TABLE 12.—MISCELLANEOUS RECEIPTS.

Recording fees	\$241 00
Sale of Firearms Record books	10 20
Total amount received and paid into the treasury on account of miscellaneous licenses and receipts	\$57,789 20

TABLE 13.—HOLDERS OF LICENSES ARRANGED ACCORDING TO NATIVITY.

	Lodging Houses	Common Victualers	Inn- holders	Retail Vendors of Soft Drinks	Fruit Ice Cream etc.	Fire- arms
Albanian	3	32	..	64	63	..
Algerian	..	1	..	..	..	..
American	1,750	1,082	73	698	568	9
Arabian	..	..	..	..	1	..
Armenian	10	42	..	117	120	..
Austrian	11	18	..	12	16	..
Belgian	9	2	..	2	1	..
Canadian	784	127	2	64	67	..
Czecho Slav.	3	..	..	..	..	..
Chinese	..	35	..	2	..	..
Danish	4	2	..	1	1	..
Dutch	8	3	..	2	1	..
English	151	37	..	49	50	1
Finlander	5	2	..	..	..	..
French	22	9	3	6	5	..
German	36	32	1	21	16	..
Greek	30	395	..	211	204	..
Hebrew	..	..	..	4	2	..
Hungarian	1	1	..	3	2	..
Irish	559	105	1	140	126	3
Italian	31	282	7	534	473	..
Japanese	2	2	..	..	..	..
Latvian	1	1	..	..	..	..
Lithuanian	10	20	..	42	38	..
Norwegian	11	4	..	4	7	..
Polish	53	29	..	55	49	..
Porto Rican	1	..	..	..	..	..
Portuguese	19	14	..	11	9	..
Roumanian	2	2	..	6	7	..
Russian	32	368	2	484	482	10
Scotch	62	13	..	11	11	1
So. American	..	1	..	..	..	..
Spanish	7	3	..	3	3	..
Swedish	88	16	..	7	4	..
Swiss	1	..	..	2	..	..
Syrian	162	43	..	81	92	..
Turkish	7	18	..	20	21	..
Ukranian	..	1	..	1	2	..
West Indian	32	4	..	4	4	..
	3,907	2,746	89	2,661	2,445	24

Expenditures from Dec. 1, 1926, to Dec. 1, 1927.

PERSONAL SERVICE.

Commissioners, Secretary and Permanent employes	\$25,162 38
Temporary employes	364 42

SERVICES OTHER THAN PERSONAL.

Printing and binding	50 00
Light	188 54
Rent	4,500 00
Communication	310 84
Cleaning	12 41
General plant repairs	64 45

EQUIPMENT.

Office	127 61
Library	28 25

SUPPLIES.

Office	\$1,112 43
Food and ice	43 00
Laundry, cleaning, etc.	3 90
Total	\$31,968 23

LEGISLATION.

The legislature, during the year last passed, has made no change in the laws relating to the character of licenses granted by the Board except that Chapter 326 of the Acts of 1927 adds machine guns to the firearms provided to be sold by licensed dealers only.

SALE OF FIREARMS.

The number of licenses issued to dealers in firearms is less than in previous years. The rule adopted by the Board that air pistols are firearms within the meaning of the law, and that in the purchase of firearms there is no distinction between a resident and non-resident purchaser, from a licensed dealer has been acquiesced in by the Board's licensees.

ENTERTAINMENT LICENSES.

Chapter 299 of the Acts of 1926.

This act radically changed the law relating to the granting of licenses for entertainments given by hotels, restaurants and other establishments where food and drink are sold and is so recent and so often misunderstood that the principal material portion of said act applicable to the City of Boston, and the terms and conditions of the licenses granted are again published, viz.:

SECTION 183A. "No innholder, common victualer or person owning, managing or controlling a cafe, restaurant or other eating or drinking establishment shall, as a part of his usual business, offer to view, set up, set on foot, maintain or carry on a concert, dance, exhibition, cabaret or public show of any description at which food or drink or other refreshment is sold for cash, or in connection with which, after free admission, music or other amusement is provided or furnished upon payment or deposit of money, either as a cover charge or in payment for food, drink or other refreshment, unless and until a license therefor, to be exercised on week days only, has been issued by the licensing authorities, who may upon written application and upon such terms or conditions as they may prescribe, grant such a license for any and all of the purposes hereinbefore described and may, after written notice to the licensees, suspend or, after hearing revoke the same."

In accordance with the act, the Board has established the following terms and conditions which are made a part of the license and printed thereon.

1. The licensed premises shall be subject to inspection by the police of the City of Boston and the duly authorized agents of the Licensing Board.

2. No intoxicated person shall be allowed nor shall the sale, distribution or drinking of intoxicating liquors be permitted, on the licensed premises.

3. Improper dancing by patrons or objectionable entertainment shall not be permitted. The entertainment and dancing must be confined to some space provided for the purpose.

4. Booths hereinafter erected, in which refreshments are to be served, shall not be more than 4 feet 6 inches in height, and a plan showing the location and character of the booths must be submitted to the Licensing Board for its approval.

5. The licensed premises must be well lighted at all times.

6. The Licensing Board reserves the right to change or add to the foregoing terms and conditions after notice to the licensee.

The charter of a social club usually gives it the right to provide refreshment and entertainment for its members.

Prior to the enactment of the foregoing statute, the Licensing Board had no control over a club having a charter from the Commonwealth unless it had applied for and received some one of the various licenses issued by it.

At the date of this report, three chartered clubs hold both common victualer and entertainment licenses, and four chartered clubs hold entertainment licenses.

SAFETY OF LODGING HOUSES.

Because of the danger to life from fire, applications for lodging house licenses are referred to the Building Department as to means of egress in the event of fire, and during the past year much progress has been made in equipping buildings so used with fire escapes or other approved means of egress.

GAMBLING DEVICES.

To circumvent the law relating to gambling devices there has been introduced a new vending machine for the sale of mints in packages. Each nickle inserted in this vending machine delivers one package of mints, which is of little value. In addition to the delivery of a package of mints the machine may deliver tokens up to the number of twenty. From the gross number of nickles deposited in a machine the cost of the mints is subtracted and the difference divided fifty-fifty between the owner and the licensee of the machine. By a private arrangement between the owner of the machine and the licensee, these tokens may be received by the licensee for the purchase of the merchandise and are redeemed by the owner of the machine. This in the opinion of the Board makes these machines gambling devices and consequently illegal. Since the first of January 1927 many cases have been brought before the Board involving the use of these machines, and the Board has ruled that the continued possession of such a machine by its licensee will void his license.

GENERAL MATTERS.

The Board again expresses its appreciation of the faithful and efficient service rendered by its secretary and clerks. The relations of the Board with the various departments of the city with which it comes in contact are cordial and harmonious.

DAVID T. MONTAGUE,
ARTHUR J. SELFRIDGE,
MARY E. DRISCOLL,

Licensing Board for the City of Boston.

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The Commonwealth of Massachusetts

ANNUAL REPORT

OF THE

Mass.: LICENSING BOARD

FOR THE

CITY OF BOSTON

FOR THE

YEAR ENDING NOVEMBER 30, 1928



MAR 20 1928

The Commonwealth of Massachusetts
STATE HOUSE, BOSTON

December 1, 1928.

To His Excellency ALVAN T. FULLER, *Governor of the Commonwealth of Massachusetts.*

Sir:—The Licensing Board for the City of Boston respectfully submits its twenty-third annual report covering the year ending November 30, 1928.

PERSONNEL OF THE BOARD.

DAVID T. MONTAGUE, *Chairman*, ARTHUR J. SELFRIDGE, MARY E. DRISCOLL, constitute the present Board.

FINANCIAL.

Receipts and Disbursements for the year ending November 30, 1928.		
Miscellaneous licenses	\$54,411 00	
Liquor licenses	2,049 00	
Miscellaneous receipts	255 00	
	<hr/>	\$56,715 00
Expenses of the board, salaries, rent, lights, etc.		33,177 71
		<hr/>
Excess receipts over expenditures		\$23,537 29

LICENSES GRANTED BY THE BOARD.

1. Third-class liquor, Retail druggists	247
2. Fourth-class liquor, Wholesale dealers	6
3. Fifth-class, Industrial alcohol	2
4. Soft drinks	2,453
5. Innholders and Common Victualers	2,677
6. Lodging houses	3,668
7. Intelligence offices	165
8. Sale of Firearms	19
9. Billiard and Pool tables and Bowling alleys	328
10. Skating rinks, Ferris wheels and Merry-Go-Rounds	3
11. Picnic groves	2
12. Sunday sale of ice cream, confectionery, soda water and fruit	2,262
13. Amusement, required by chap. 299, Acts of 1926	138

Total number of applications acted on during the year:

Granted	11,970
Rejected	294
	<hr/>
	12,264

HEARINGS.

33 Hearings have been held by the Board during the year as follows:

Kind of License	Number	Action Taken
Third-class druggists	3	Revoked
Third-class druggists	4	Granted after hearing
Third-class druggists	1	Rejected after hearing
Third-class druggists	1	Dismissed
Innholders	1	Revoked
Innholders	2	Revoked (sentence suspended)
Innholders	3	Dismissed
Innholders	12	Placed on file
Innholders	2	Restricted
Common victualers	43	Revoked
Common victualers	51	Revoked (sentence suspended)
Common victualers	3	Suspended 1 month
Common victualers	7	Suspended 2 weeks
Common victualers	12	Suspended 1 week
Common victualers	1	Suspended 3 weeks
Common victualers	1	Suspended 3 days
Common victualers	2	Suspended balance of license year
Common victualers	37	Placed on file
Common victualers	20	Granted after hearing
Common victualers	29	Rejected after hearing
Common victualers	11	Dismissed
Common victualers	1	Complaint Board of Health, suspended till place cleaned up
Common victualers	6	Miscellaneous
Fruit, etc.	18	Revoked
Fruit, etc.	18	Revoked (sentence suspended)
Fruit, etc.	2	Suspended 1 month
Fruit, etc.	4	Suspended 2 weeks
Fruit, etc.	6	Suspended 1 week
Fruit, etc.	47	Placed on file
Fruit, etc.	11	Granted after hearing
Fruit, etc.	6	Rejected after hearing
Fruit, etc.	3	Miscellaneous
Billiard and Pool	7	Revoked
Billiard and Pool	6	Revoked (sentence suspended)
Billiard and Pool	1	Suspended 1 week
Billiard and Pool	1	Suspended 2 weeks
Billiard and Pool	6	Placed on file
Billiard and Pool	8	Granted after hearing
Billiard and Pool	7	Rejected after hearing
Billiard and Pool	3	Dismissed
Billiard and Pool	3	Miscellaneous
Lodging Houses	27	Revoked
Lodging Houses	28	Revoked (sentence suspended)
Lodging Houses	30	Placed on file
Lodging Houses	8	Granted after hearing
Lodging Houses	2	Rejected after hearing
Lodging Houses	27	Dismissed
Lodging Houses	3	Miscellaneous
Soft drinks	33	Revoked
Soft drinks	23	Revoked (sentence suspended)
Soft drinks	2	Suspended 1 month
Soft drinks	4	Suspended 2 weeks
Soft drinks	7	Suspended 1 week
Soft drinks	48	Placed on file
Soft drinks	13	Granted after hearing
Soft drinks	11	Rejected after hearing

Kind of License	Number	Action Taken
Soft drinks	4	Dismissed
Soft drinks	4	Miscellaneous
Intelligence offices	3	Revoked
Intelligence offices	1	Granted after hearing
Intelligence offices	3	Rejected after hearing
Intelligence offices	2	Miscellaneous
Entertainment, etc.	3	Granted after hearing
Entertainment, etc.	4	Rejected after hearing
Entertainment, etc.	2	Restrictions imposed
Entertainment, etc.	2	Revoked
Entertainment, etc.	8	Revoked (revocation suspended)
Entertainment, etc.	10	Placed on file
Entertainment, etc.	3	Suspended 1 week
Entertainment, etc.	8	Miscellaneous

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NOTE.—In 34 cases the Board suspended the license for a definite term and on the termination of the suspension the license was revoked but the revocation suspended.

OF THE CASES PLACED ON FILE

54 were for violation of the Sunday law, sale of bread, etc.

18 were for violation of the liquor law in which the evidence was insufficient to suspend or revoke.

29 were for violation of the lodging house laws, failure to register or immorality, for which the licensee could not be held entirely responsible.

2 were for violations of the pool, etc. laws, minors, gaming and lottery slips.

11 were miscellaneous cases.

TABLE 1.—LIQUOR.

The following is a classified list of the licenses in force Nov. 30, 1928:—

Fourth-class dealer, 3 Fifth-class license, 2

Fourth-class druggist, 3 Third-class druggist, 247

*Number of Licenses Issued and Amount paid into the Treasury from
Dec. 1, 1927 to Dec. 1, 1928.*

3 fourth-class dealers, at \$300		\$900 00
3 fourth-class druggists, at \$300		900 00
247 third-class druggists, at \$1		247 00
2 fifth-class licenses, at \$1		2 00
Total		\$2,049 00

TABLE 2.—COMMON VICTUALERS AND INNHOLDERS.

Common Victualers.

Applications granted		2,615
Places licensed		2,119
Canceled:		
Surrendered	351	
For nonpayment	102	
		453
Rejected		101
Revoked		43
Transferred		56
Fees collected ^{1 2 3}		\$12,560 00

Of the licenses granted, 26 were for dining cars,
22 of which are in actual operation.

¹ 2 unpaid licenses of 1927, paid.

² 3 licenses unpaid.

³ 2 licenses paid twice.

INNOLDERS.

Applications granted	62	
Places licensed	57	
Canceled:		
Surrendered	4	
Revoked	1	
Withdrawn	1	
Fees collected		\$310 00
The fee fixed by Statute is not to exceed \$5.		

TABLE 3.—BILLIARD, POOL AND SIPPIC TABLES AND BOWLING ALLEYS.

Applications granted	291	
Clubs	37	
	<hr/>	
Places licensed	328	
Places licensed (clubs)	252	
Canceled:	37	
Surrendered	20	
For nonpayment	1	
	<hr/>	
Rejected	21	
Revoked	23	
Transferred	7	
Withdrawn	8	
Additional	14	
	11	
<i>Number of Tables and Alleys.</i>		
Billiards	389	
Pool	1,290	
Bowling alleys	771	
Canceled for nonpayment	1	
1 license for 8 alleys		
Fees collected		\$12,210 00

The fee established by the Board is \$5 for each table and alley.

TABLE 4.—INTELLIGENCE OFFICES.

Applications granted	165	
Places licensed	139	
Canceled:		
Surrendered	Class 1—3	
	Class 2—2	
For nonpayment	Class 1—1	
	Class 2—3	
	<hr/>	
Rejected	9	
Transfers granted	7	
Fees collected	12	
		\$8,707 00
Of the applications granted		
86 were first class, \$6,450.		
69 were second class, \$2,415.		
11 were third class, \$22.		

The fee established by the Board is \$75 for a first-class license; \$35 for a second-class license; and \$2 for a third-class license.

13 licensed places hold two classes of licenses.

TABLE 5.—PICNIC GROVES.

Applications granted	2	
Places licensed	2	
Rejected	1	
Fees collected		\$10 00

The fee established by the Board is \$5.

TABLE 6.—SUNDAY SALE OF ICE CREAM, CONFECTIONERY, SODA WATER OR FRUIT.

Applications granted	2,262	
Places licensed	1,962	
Canceled:		
Surrendered	195	
For nonpayment	87	
	<hr/>	282
Rejected	60	
Transferred	69	
Transfers rejected	1	
Withdrawn	63	
Revoked	18	
Fees collected*		\$10,870 00

The fee fixed by Statute is not to exceed \$5.

*1 license unpaid.

TABLE 7.—LODGING HOUSES.

Applications granted	3,668	
Places licensed	3,241	
Canceled:		
Surrendered	315	
For nonpayment	85	
	<hr/>	400
Rejected	22	
Revoked	27	
Transferred	85	
Fees collected ^{1 2 3}		\$7,170 00

The fee established by the City is \$2.

¹ 1927 license paid.

² 4 licenses unpaid.

³ 5 duplicate payments.

TABLE 8.—MERRY-GO-ROUND, FERRIS WHEELS, ETC.

Applications granted	3	
Places licensed	2	
Fees collected		\$56 00

The fee established by the Board is \$1 for each class for each day licensed.

TABLE 9.—RETAIL VENDORS OF SOFT DRINKS.

Applications granted	2,453	
Places licensed	2,136	
Canceled:		
Surrendered	200	
For nonpayment	84	
	<hr/>	284
Rejected	67	
Revoked	33	
Transfers granted	70	
Transfers rejected	1	
Withdrawn	70	
Fees collected ¹		\$2,368 00

The fee is established by law, not to exceed \$1.

¹ 1 unpaid license.

TABLE 10.—FIREARMS.

Applications granted	19	
Places licensed	19	
Fees collected		\$95 00
The fee established by the Board is \$5.		

TABLE 11.—ENTERTAINMENT, ETC.

Applications granted:	Innholders	17	
	Common victualers	109	
	Soft drinks	11	
	Clubs	1	
Canceled:			
Surrendered	Common victualers	9	
Nonpayment	Soft drinks	1	
Rejected:	Common victualers	9	
	Club	4	
Transferred:	Common victualers	1	
Revoked:	Common victualers	1	
	Innholders	1	
Withdrawn:	Innholders	1	
Places in operation		126	
Fees collected			\$55 00
The fee established by the Board is \$5.			

TABLE 12.—MISCELLANEOUS RECEIPTS.

Recording fees	\$255 00
Total amount received and paid into the treasury on account of miscellaneous licenses and receipts	\$54,666 00

TABLE 13.—HOLDERS OF LICENSES ARRANGED ACCORDING TO NATIVITY.

	Lodging Houses	Common Victualers	Inn- holders	Retail Vendors of Soft Drinks	Fruit Ice Cream, etc.	Fire- arms
Albanian	8	29		59	62	
American	1,679	1,175	63	646	553	8
Arabian		1				
Armenian	14	51		117	122	
Australian	1					
Austrian	9	18		13	14	
Belgian	10			1	1	
Canadian	697	135	4	71	52	
Czecho Slav	3					
Chinese		30		1	1	
Danish	4	4		1	1	
Dutch	6			3	4	
Egyptian	1					
English	131	39		43	45	1
Finlander	8	4				
French	26	10		4	4	
German	42	31		20	14	
Grecian	15	362	3	165	177	
Hungarian	2	1		1		
Irish	574	90	1	111	98	
Italian	33	301	2	493	462	3
Japanese	2	2				
Lithuanian	9	16		51	41	
Norwegian	10	5		3	5	
Polish	60	29		65	58	
Portuguese	13	11		9	9	
Roumanian	2	12		6	8	
Russian	41	327	2	421	411	6
Scotch	56	9		5	4	1
Spanish	2	5		3	3	
Swedish	82	17		6	5	
Swiss		1		2		
Syrian	156	36		92	93	
Turkish	6	27		28	30	
Ukranian	1	3				
Welsh	2					
West Indies	31	5			2	
	3,741	2,786	75	2,440	2,279	19

Expenditures from Dec. 1, 1927, to Dec. 1, 1928.

PERSONAL SERVICE.

Commissioners, Secretary and Permanent employes	\$25,703 74
Temporary employes	602 79

SERVICES OTHER THAN PERSONAL.

Printing and binding	43 75
Light	212 95
Rent	4,500 00
Communication	327 03
Cleaning	12 53
Investigation, etc.	191 30
General plant repairs	72 75

EQUIPMENT.

Office	47 00
Library	27 50

SUPPLIES.

Office	1,346 58
Food and ice	85 74
Laundry, cleaning, etc.	4 05

Total	\$33,177 71
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LEGISLATION.

The legislation of 1928 made no change in the laws relating to the Board or to the licenses granted by it.

ENTERTAINMENT LICENSES.

Chapter 299 of the Acts of 1926.

The furnishing by hotels and restaurants of entertainment in their dining rooms has greatly increased in recent years and seems to be still increasing. This entertainment usually consists of music, dancing and cabaret or some one or more of these forms of amusement. The cabarets and dancing are, as a rule, unobjectionable, and much of the music is pleasing. The use by patrons of intoxicating liquor at the tables, however, causes one of the hardest problems of the Board. Of course not all places are alike in this respect. In some there is little if any evidence of the use of intoxicating liquor, in others there is no doubt of its use by patrons. Very little evidence is presented to the Board of the furnishing of intoxicating liquors to guests by the management of hotels and the better class of restaurants, and the Board believes that such furnishing is rare.

The problem is to what extent should the management be held responsible for the use or display of intoxicating liquor at the table by a guest who has brought the liquor to the premises for consumption.

The use of intoxicating liquor in public places is undoubtedly contrary to both the letter and spirit of the prohibitory law. Neither the law nor the Board require impossibilities, but it seems to the Board that the management should be held responsible for knowingly permitting the use or display of intoxicating liquor by a guest at a table of a hotel or restaurant. The rules of the Board concerning entertainment licenses are again published:

1. The licensed premises shall be subject to inspection by the police of the City of Boston and the duly authorized agents of the Licensing Board.

2. No intoxicated person shall be allowed, nor shall the sale, distribution or drinking of intoxicating liquors be permitted, on the licensed premises.

3. Improper dancing by patrons or objectionable entertainment shall not be permitted. The entertainment and dancing must be confined to some space provided for the purpose.

4. Booths hereafter erected, in which refreshments are to be served, shall not be more than 4 feet 6 inches in height, and a plan showing the location and character of the booths must be submitted to the Licensing Board for its approval.

5. The licensed premises must be well lighted at all times.

6. The Licensing Board reserves the right to change or add to the foregoing terms and conditions after notice to the licensee.

LODGING HOUSES.

The Board continues to refer new applications to the Building Department for report as to safety from fire. As a whole, the lodging houses of the city appear to be well conducted and complaints concerning them are few in proportion to the number.

GAMBLING DEVICES.

There are various machines or devices on the market, some providing for the sale of candy or other merchandise, others involving the playing of so-called games, but all holding out an invitation to gamble. Some of these contrivances have been held illegal by the courts; others have not to the knowledge of the Board been before any court. The Board requests its licensees not to have on licensed premises any machine or device of which the element of chance appears to be the principal appeal.

SUNDAY FRUIT, ETC. LICENSES.

These licenses permit the sale of four articles only, namely, fruit, ice cream, confectionery and soda water, which last is construed to include the usual so-called soft drinks. Many of the holders of these licenses sell bread and other foodstuffs during the week but on Sunday cannot legally sell a loaf of bread or piece of cake to go with the ice cream. Living conditions have materially changed during the past few years and in some sections of the city the amount and variety of household supplies usually carried is very small. Bakers may legally sell foodstuffs of their own baking between certain hours on Sunday and there were formerly many small bakeries, but now most of the baking is done by large concerns which may have no retail store. It is hard to say just where the line should be drawn, but in view of present conditions and tendencies, the Board is of the opinion that the law might well be made more liberal with reference to the sale of certain foodstuffs on Sunday.

ACTION TAKEN BY THE BOARD.

The principal penalties imposed by the Board on the holder of a license are revocation, or suspension for a term, or a suspended revocation during good behavior, in effect, probation. The first puts the licensee out of business and is not imposed except for a serious offense or where a series of minor offenses make it appear that the licensee either cannot or will not conduct his business properly: the second is imposed for a less serious offense and when it appears that thus warned the licensee will be likely to conduct his business in the future according to law and the terms of his license: the third is a kind of probation and is often imposed to follow a definite suspension, or sometimes where the offense (though proved) is so slight or the evidence, in the opinion of the Board, insufficient to warrant either a revocation or suspension, or where the charges are not fully proved yet the circumstances are very suspicious, and this penalty has a special use in connection with complaints against lodging houses and innholders. The suspension of a lodging house or innholder's license is practically equivalent to a revocation because it empties the house and de-

stroys the business. Consequently if the offense of a licensee of a hotel or lodging house is not enough to warrant a revocation but is serious, the third penalty is the one usually imposed. Suspension of any other license may be a severe penalty, the result of stopping a substantial business being sometimes more serious than a heavy fine.

The term "placed on file" means that the charge against the licensee is sustained by the evidence presented but that the offense is very slight, or there are mitigating circumstances so that the Board thinks a warning is sufficient. The term "dismissed" means that the evidence presented to the Board does not sustain the charge or complaint.

The Board gives a hearing on every complaint and no penalty is imposed without a hearing.

GENERAL MATTERS.

The Board's relations with other departments are cordial and satisfactory and it desires to express its appreciation of the courtesy shown and assistance given by the representatives of those departments with which it comes in contact and its appreciation of the continued faithful and efficient service rendered by its secretary and clerks.

DAVID T. MONTAGUE,
ARTHUR J. SELFRIDGE,
MARY E. DRISCOLL,

Licensing Board for the City of Boston.

The Commonwealth of Massachusetts

ANNUAL REPORT

OF THE

Mass. LICENSING BOARD

FOR THE

CITY OF BOSTON

FOR THE

YEAR ENDING NOVEMBER 30, 1929



MAY 8 1930

The Commonwealth of Massachusetts

STATE HOUSE, BOSTON

December 1, 1929.

To His Excellency FRANK G. ALLEN, *Governor of the Commonwealth of Massachusetts.*

Sir:—The Licensing Board for the City of Boston respectfully submits its twenty-fourth annual report covering the year ending November 30, 1929.

PERSONNEL OF THE BOARD

DAVID T. MONTAGUE, *Chairman*, ARTHUR J. SELFRIDGE, MARY E. DRISCOLL, constitute the present Board. Mr. Selfridge was reappointed and confirmed in December, 1928.

FINANCIAL

Receipts and disbursements for the year ending November 30, 1929.

Miscellaneous licenses	\$53,943 00	
Liquor licenses	2,525 25	
Miscellaneous receipts	265 00	
		\$56,733 25
Expenses of the board, salaries, rent, lights, etc.		33,322 13
Excess receipts over expenditures		\$23,411 12

LICENSES GRANTED BY THE BOARD

1. Third-class liquor, Retail druggists	250
2. Fourth-class liquor, Wholesale dealers	8
3. Fifth-class, Industrial alcohol	1
4. Soft drinks	2,425
5. Innholders and Common Victualers	2,636
6. Lodging houses	3,642
7. Intelligence offices	173
8. Sale of Firearms	16
9. Billiard and Pool tables and Bowling alleys	322
10. Skating rinks, Ferris wheels and Merry-Go-Rounds	3
11. Picnic groves	2
12. Sunday sale of ice cream, confectionery, soda water and fruit	2,258
13. Entertainment, required by chap. 299, Acts of 1926	170

Total number of applications acted on during the year:

Granted	11,906
Rejected	315
	<hr/> 12,221

The Board has held 660 formal hearings during the year in addition to many informal conferences.

Kind of License	Number	Action Taken
Third-class druggists . . .	9	Granted after hearing
Third-class druggists . . .	1	Rejected after hearing
Third-class druggists . . .	1	Dismissed
Innholders	3	Revoked
Innholders	2	Dismissed
Innholders	10	Placed on file
Innholders	2	Granted after hearing
Innholders	1	Restricted
Common victualers	31	Revoked
Common victualers	34	Revoked (sentence suspended)
Common victualers	2	Suspended 1 month
Common victualers	4	Suspended 2 weeks
Common victualers	7	Suspended 1 week
Common victualers	6	Suspended 3 days
Common victualers	1	Suspended indefinitely
Common victualers	23	Placed on file
Common victualers	19	Granted after hearing
Common victualers	13	Rejected after hearing
Common victualers	14	Dismissed
Common victualers	3	Miscellaneous
Fruit, etc.	13	Revoked
Fruit, etc.	17	Revoked (sentence suspended)
Fruit, etc.	6	Suspended 1 month
Fruit, etc.	8	Suspended 2 weeks
Fruit, etc.	6	Suspended 1 week
Fruit, etc.	2	Suspended balance license year
Fruit, etc.	22	Placed on file
Fruit, etc.	13	Granted after hearing
Fruit, etc.	24	Rejected after hearing
Fruit, etc.	3	Miscellaneous
Billiard and Pool	7	Revoked
Billiard and Pool	3	Revoked (sentence suspended)
Billiard and Pool	4	Placed on file
Billiard and Pool	4	Granted after hearing
Billiard and Pool	13	Rejected after hearing
Billiard and Pool	5	Dismissed
Lodging houses	75	In regard to fire escapes
Lodging houses	19	Revoked
Lodging houses	31	Revoked (sentence suspended)
Lodging houses	19	Placed on file
Lodging houses	1	Granted after hearing
Lodging houses	6	Rejected after hearing
Lodging houses	35	Dismissed
Lodging houses	2	Suspended indefinitely
Lodging houses	1	Miscellaneous
Soft drinks	21	Revoked
Soft drinks	21	Revoked (sentence suspended)
Soft drinks	6	Suspended 1 month
Soft drinks	9	Suspended 2 weeks
Soft drinks	6	Suspended 1 week
Soft drinks	2	Suspended balance license year
Soft drinks	17	Placed on file
Soft drinks	11	Granted after hearing
Soft drinks	14	Rejected after hearing
Soft drinks	2	Dismissed
Soft drinks	1	Miscellaneous
Intelligence offices	1	Placed on file

Kind of License	Number	Action Taken
Intelligence offices	1	Rejected after hearing
Entertainment, etc.	2	Rejected after hearing
Entertainment, etc.	2	Dismissed
Entertainment, etc.	6	Revoked
Entertainment, etc.	4	Revoked (revocation suspended)
Entertainment, etc.	4	Placed on file and cautioned
Entertainment, etc.	2	Suspended 1 week
Entertainment, etc.	3	Suspended 3 days

660

NOTE.—In 50 cases the Board suspended the license for a definite term and on the termination of the suspension the license was revoked but the revocation suspended.

Liquor licenses are issued under the Massachusetts Liquor Law subject to Federal laws and regulations. The fee for a third and a fifth class license is fixed by statute at one dollar.

TABLE 1.—LIQUOR

The following is a classified list of the licenses in force November 30, 1929:

Fourth-class dealer,	4	Fifth-class license,	1
Fourth-class druggist	3	Third-class druggist,	238

246

Number of Licenses Issued and Amount Paid into the Treasury from December 1, 1928, to December 1, 1929

4 fourth-class dealers, at \$300	\$1,200 00
3 fourth-class druggists, at \$300	900 00
1 fourth-class druggist	174 25
250 third-class druggists, at \$1	250 00
1 fifth-class license, at \$1	1 00
Total	\$2,525 25

TABLE 2.—COMMON VICTUALERS AND INNHOLDERS

Common Victualers

Applications granted	2,579
Places licensed	2,127
Canceled:	
Surrendered	322
For non-payment	99
	421
Rejected	60
Revoked	31
Transferred	72
Fees collected ^{1 2}	\$12,395 00

Of the licenses granted, 38 were for dining cars, 30 of which are in actual operation.

¹ 3 (1928) licenses paid.² 1 license reconsidered and rejected.*Innholders*

Applications granted	57
Places licensed	46
Canceled:	
Surrendered	8
Rejected	2
Revoked	3
Fees collected	\$285 00

The fee fixed by Statute is not to exceed \$5.

TABLE 3.—BILLIARD, POOL AND SIPPIC TABLES AND BOWLING ALLEYS

Applications granted	283
Clubs	40
	<hr/>
Places licensed	323
Places licensed (clubs)	256
	40
Canceled:	
Surrendered	12
For non-payment	6
	<hr/>
Rejected	18
Revoked	34
Transferred	7
Withdrawn	4
Additional	8
	2

Number of Tables and Alleys

Billiards	370
Pool	1,246
Bowling alleys	774
Canceled for non-payment	6

19 Billiard, 33 Pool, 6 Bowling Alleys

Fees collected \$11,660 00

The fee established by the Board is \$5 for each table and alley.

TABLE 4.—INTELLIGENCE OFFICES

Applications granted	173
Places licensed	149
Canceled:	
Surrendered	Class 1—2
	Class 2—2
For non-payment	Class 1—2
	Class 2—7

	<hr/>
Rejected	13
Transfers granted	3
Fees collected ¹	19
	\$8,822 00

Of the applications granted

90 were first class, \$6,750

72 were second class, 2,520

11 were third class, 22

The fee established by the Board is \$75 for a first-class license; \$35 for a second-class license; and \$2 for a third-class license.

11 licensed places hold two classes of licenses.

¹ 1 Class 1 license reconsidered and rejected.

TABLE 5.—PICNIC GROVES

Applications granted	2
Places licensed	2
Rejected	1
Fees collected	\$10 00

The fee established by the Board is \$5.

TABLE 6.—SUNDAY SALE OF ICE CREAM, CONFECTIONERY, SODA WATER OR FRUIT

Applications granted	2,258	
Places licensed	2,002	
Canceled:		
Surrendered	197	
For non-payment	46	
		243
Rejected	74	
Transferred	74	
Transfers rejected	2	
Withdrawn	26	
Revoked	13	
Fees collected ^{1 2}		\$11,060 00

The fee fixed by Statute is not to exceed \$5.

¹ 1 license unpaid.

² Unpaid license 1928, paid.

TABLE 7.—LODGING HOUSES

Applications granted	3,642	
Places licensed	3,251	
Canceled:		
Surrendered	314	
For non-payment	58	
		372
Rejected	64	
Revoked	19	
Transferred	90	
Fees collected ^{1 2 3}		\$7,166 00

The fee established by the City is \$2.

¹ License unpaid.

² 3 (1928) licenses paid.

³ 1 (1928) license canceled for non-payment.

TABLE 8.—MERRY-GO-ROUND, FERRIS WHEELS, ETC.

Applications granted	2	
Places licensed	2	
Fees collected		\$11 00

The fee established by the Board is \$1 for each class for each day licensed.

TABLE 9.—ROLLER SKATING RINKS

Applications granted	1	
Places licensed	1	
Fees collected		\$5 00

The fee established by law not to exceed \$5.

TABLE 10.—RETAIL VENDORS OF SOFT DRINKS

Applications granted	2,425	
Places licensed	2,151	
Canceled:		
Surrendered	196	
For non-payment	57	
		253
Rejected	52	
Revoked	21	
Transfers granted	71	
Transfers rejected	1	
Withdrawn	25	
Fees collected ¹		\$2,369 00

The fee is established by law, not to exceed \$1.

¹ 1 unpaid license 1928, paid.

TABLE 11.—FIREARMS

Applications granted	16	
Places licensed	16	
Transferred	2	
Fees collected		\$80 00

The fee established by the Board is \$5.

TABLE 12.—ENTERTAINMENT, ETC.

Applications granted:	Innholders	16	
	Common victualers	137	
	Fruit	1	
	Soft drinks	15	
	Club	1	
Canceled:			
Surrendered	Innholder	1	
	Common victualers	7	
Non-payment	Soft drinks	1	
Rejected:	Common victualers	20	
	Soft drinks	2	
	Club	1	
Revoked:	Common victualers	5	
Places in operation		156	
Fees collected			\$80 00

TABLE 13.—MISCELLANEOUS RECEIPTS

Recording fees	\$259 00
Sale of Firearms books	6 00
Total amount received and paid into the treasury on account of miscellaneous licenses and receipts	\$54,208 00

TABLE 14.—HOLDERS OF LICENSES ARRANGED ACCORDING TO NATIVITY

	Lodging Houses	Common Victualers	Inn-holders	Retail Vendors of Soft Drinks	Fruit, Ice Cream, etc.	Fire-arms
Albanian	1	44	..	64	66	..
American	1,608	1,154	63	660	571	9
Arabian	6	1	..	..	..	..
Armenian	11	46	..	104	112	..
Austrian	10	15	..	20	21	..
Belgian	9	..	..	1	..	..
Canadian	760	144	4	65	48	..
Chinese	..	21	..	1	..	..
Czecho Slav	5	..	..	..	..	..
Danish	8	2	..	1	1	..
Dutch	2	..	..	3	3	..
English	140	40	..	47	46	1
Finlander	6	3	..	..	..	..
French	22	8	2	1	1	..
German	32	31	..	19	14	..
Grecian	24	355	..	165	173	..
Hungarian	2	1	..	1	1	..
Irish	551	77	2	108	112	..
Italian	38	298	1	502	456	3
Japanese	1	2	..	..	..	..
Lithuanian	9	15	..	44	36	..
Norwegian	9	5	..	4	5	..
Polish	68	26	..	50	38	..
Portuguese	14	15	..	12	12	..
Roumanian	2	4	..	10	11	..
Russian	36	342	1	451	457	2
Scotch	72	7	..	10	9	1
So. American	5	6	..	..	..	..
Spanish	2	..	..	2	2	..
Swedish	90	15	..	7	5	..
Swiss	2	1	..	1	..	..
Syrian	153	32	..	99	95	..
Turkish	5	25	..	24	24	..
Ukranian	..	3	..	..	..	..
Welsh	2	..	..	..	..	..
West Indies	27	5	..	6	3	..
	3,732	2,743	73	2,482	2,322	16

Many interested organizations and persons have asked the Board about the number of cases heard by it during a series of years and the final disposition thereof. To answer these inquiries the following table, a recapitulation for the past seven years, is annexed:—

COMPLAINTS SINCE 1921-22 UP TO AND INCLUDING 1928-29

CLASS	Revoked	Revoked but revocation suspended	Suspended	Placed on file	Dismissed	Granted after a hearing	Rejected after a hearing	Withdrawn	Restrictions imposed	Miscellaneous	Totals	Percentage of kind in relation to total
Druggists	10	5	23	10	24	5	5	3	80	1.22		
Innholders	7	8	4	67	24	5	4	1	18	11	149	2.26
Entertainment	11	14	10	13	2	13	11	1	18	11	103	1.57
Common Victualer	431	210	313	326	101	271	243	8	27	63	1,993	30.26
Fruit, etc. (Lord's Day)	256	107	174	328	14	199	121	4	3	10	1,216	18.46
Beverages (Soft Drinks)	402	144	285	339	35	201	163	3	6	27	1,605	24.37
Billiards, etc.	43	20	41	49	18	87	64	1	2	17	342	5.19
Lodging Houses	197	163	35	282	184	31	36	3	25	100	1,056	16.03
Intelligence Offices	3	..	..	1	1	10	9	1	..	7	32	..
Picnic Groves . . . . .	..	..	..	..	1	..	..	..	..	1	2	..
Clubs . . . . .	..	..	..	..	1	..	..	..	..	..	1	..
Merry-Go-Rounds	1	..	..	..	..	2	..	..	..	..	3	..
Firearms	2	..	..	1	..	..	..	..	..	1	4	..
Totals	1,363	666	867	1,429	391	843	656	21	99	251	6,586	
Percentages	20.70	10.11	13.16	21.69	5.94	12.80	9.96	.33	1.50	3.81		100

EXPENDITURES FROM DECEMBER 1, 1928, TO DECEMBER 1, 1929

Personal Service

Commissioners, Secretary and Permanent employes	\$26,058 72
Temporary employes	221 94

Services Other than Personal

Printing and binding	57 00
Light	219 74
Rent	4,500 00
Communication	329 42
Cleaning	20 45
Investigation, etc.	429 90
General plant repairs	47 75

Equipment

Office	23 05
Library	28 25

Supplies

Office	1,334 16
Food and ice	48 00
Laundry, cleaning, etc.	3 75
Total	\$33,322 13

LEGISLATION

The legislature of 1929 made no change in the laws relating to the Board or to the licenses granted by it.

ENTERTAINMENT LICENSES

Chapter 299 of the Acts of 1926

Hotels and restaurants which furnish music, dancing or other forms of entertainment in their dining rooms are now required to have a special license and therefore the hours and character of the entertainment are under the control of the Board.

Wonder or criticism is sometimes expressed by visitors to the city and others that the hours of entertainment are restricted and that dancing is not allowed on Sunday or during the early hours of Monday morning. The Board is of the opinion, however, that the laws and its rules in that behalf are liberal enough and that the wider latitude allowed in some large cities is not desirable here.

LODGING OR ROOMING HOUSES

The Board continues to refer new applications to the Building Department of the City for its report as to safety from fire, and much progress has been made toward that end. As a whole, the lodging houses of the city appear to be respectable and well conducted; complaints concerning them are few in proportion to the number.

GAMBLING DEVICES

Inventive genius does not overlook devices intended, or which may readily be used for gambling, and new contrivances of the kind are constantly appearing. Some of these devices have been held illegal by courts, others have not yet, to the knowledge of the Board, been before any court.

It has been urged by interested parties that any such device which has not been declared by our court of last resort to be a gambling device ought to be permitted, but it is the opinion of the Board that the community, especially children, should be protected from temptation so far as is reasonably possible, and it therefore requests its licensees not to have on licensed premises any machine or device of which the element of chance appears to be the principal appeal.

SUNDAY FRUIT, ETC., LICENSES

These licenses permit the sale on Sunday of four articles only, namely, fruit, ice cream, confectionery and soda water, which last is construed to include the usual so-called soft drinks. These places also usually sell on Sunday tobacco and newspapers, for the sale of which no license is required by law, and often sell milk, which requires a license from the Health Department. Many of these licensees also sell bread and other cooked foodstuffs during the week, and in some sections of the city, owing to the scarcity of retail bakers, it is difficult to buy bread or other bakery products on Sunday. Living conditions have so materially changed during the past few years that in view of present conditions the Board renews its suggestion that the law might well be made more liberal with reference to the sale of certain foodstuffs on Sunday.

INNOLDERS AND COMMON VICTUALERS

An innholder's license, commonly called a hotel license, permits and indeed requires the furnishing of food and lodging to "strangers and travelers" in the words of the Statute, and in practice covers a much wider range. If a so-called hotel does not furnish food, it is given a lodging house license. Under a strict interpretation of the law a common victualer is supposed to furnish food about the same as a hotel, but in recent years places furnishing limited kinds of food have become very common and apparently very popular, and the Board takes the position that a public place furnishing any kind of food to be eaten on the premises should have a common victualer license.

COMPLAINTS AND HEARINGS

Complaints for violation of law or of the terms of a license are usually made by the Police, but sometimes by City Departments, Federal authorities and individuals. Public hearings are held on all complaints that purport to be sustained by evidence. Hearings are also held on all applications disapproved by the Police if the applicant desires. At all hearings any person interested may appear with counsel, and if a person has no counsel, the Board endeavors to safeguard his or her rights and see to it that the whole truth is brought out. Nothing in the nature of a penalty is imposed without a hearing.

DAVID T. MONTAGUE,
ARTHUR J. SELFRIDGE,
MARY E. DRISCOLL,

Licensing Board for the City of Boston.

The Commonwealth of Massachusetts

ANNUAL REPORT

OF THE

Mass. LICENSING BOARD

FOR THE

CITY OF BOSTON

FOR THE

YEAR ENDING NOVEMBER 30, 1930



4

The Commonwealth of Massachusetts

OFFICE OF THE COMMISSIONER OF LICENSING

December 1, 1930.

To His Excellency FRANK G. ALLEN, Governor of the Commonwealth of Massachusetts.

Sir:—The Licensing Board for the City of Boston respectfully submits its twenty-fifth annual report covering the year ending November 30, 1930.

PERSONNEL OF THE BOARD

DAVID T. MONTAGUE, *Chairman*, ARTHUR J. SELFRIDGE, MARY E. DRISCOLL, constitute the present Board. Miss Driscoll was reappointed and confirmed in May, 1930.

FINANCIAL

Receipts and disbursements for the year ending November 30, 1930.

Miscellaneous licenses.	\$52,656 00	
Liquor licenses	2,352 00	
Miscellaneous receipts	263 20	
		\$55,271 20
Expenses of the Board, salaries, rent, light, etc.		31,842 36
Excess receipts over expenditures.		\$23,428 84

LICENSES GRANTED BY THE BOARD

1. Third-class liquor, retail druggists	252
2. Fourth-class liquor, wholesale dealers	7
3. Fifth-class, industrial alcohol	1
4. Soft drinks	2,504
5. Innholders and common victualers	2,661
6. Lodging houses	3,532
7. Intelligence offices	162
8. Sale of firearms	15
9. Billiard and pool tables and bowling alleys	304
10. Ferris wheels and merry-go-rounds	2
11. Picnic groves	2
12. Sunday sale of ice cream, confectionery, soda water and fruit	2,337
13. Entertainment, required by Chap. 299, Acts of 1926	169

Total number of applications acted on during the year:

Granted,	11,948
Rejected,	302
	12,250

The Board has held 528 formal hearings during the year in addition to many informal conferences.

HEARINGS

KIND OF LICENSE	NUMBER	ACTION TAKEN
Third-class druggists	3	Revoked
Third-class druggists	5	Granted after a hearing
Third-class druggists	2	Rejected after a hearing
Innholders	1	Dismissed
Innholders	3	Placed on file, cautioned
Innholders	3	Rejected after a hearing
Common victualers	35	Revoked
Common victualers	8	Revoked (sentence suspended)
Common victualers	2	Suspended 1 month
Common victualers	3	Suspended 2 weeks
Common victualers	13	Suspended 1 week
Common victualers	1	Suspended 4 days
Common victualers	4	Suspended 3 days
Common victualers	3	Suspended 1 day
Common victualers	2	Suspended balance of license year
Common victualers	18	Placed on file, cautioned
Common victualers	18	Granted after a hearing
Common victualers	19	Rejected after a hearing
Common victualers	14	Dismissed
Common victualers	9	Restricted
Common victualers	7	Miscellaneous, cautioned
Fruit, etc.	18	Revoked
Fruit, etc.	5	Revoked (sentence suspended)
Fruit, etc.	5	Suspended 1 month
Fruit, etc.	1	Suspended 3 weeks
Fruit, etc.	7	Suspended 2 weeks
Fruit, etc.	6	Suspended 1 week
Fruit, etc.	3	Suspended 2 days
Fruit, etc.	1	Suspended balance of license year
Fruit, etc.	19	Placed on file, cautioned
Fruit, etc.	9	Granted after a hearing
Fruit, etc.	10	Rejected after a hearing
Fruit, etc.	5	Dismissed
Billiard, etc.	5	Revoked
Billiard, etc.	1	Revoked (sentence suspended)
Billiard, etc.	2	Placed on file
Billiard, etc.	2	Granted after a hearing
Billiard, etc.	6	Rejected after a hearing
Billiard, etc.	1	Suspended 2 weeks
Billiard, etc.	1	Suspended 1 week
Billiard, etc.	4	Dismissed
Lodging houses	20	Revoked
Lodging houses	31	Revoked (sentence suspended)
Lodging houses	13	Placed on file, cautioned
Lodging houses	2	Granted after a hearing
Lodging houses	4	Rejected after a hearing
Lodging houses	33	Dismissed
Lodging houses	3	Restricted
Lodging houses	2	Restrictions removed
Lodging houses	2	Cautioned
Soft drinks	20	Revoked
Soft drinks	9	Revoked (sentence suspended)
Soft drinks	5	Suspended 1 month
Soft drinks	1	Suspended 3 weeks
Soft drinks	7	Suspended 2 weeks
Soft drinks	6	Suspended 1 week
Soft drinks	1	Suspended balance of license year

KIND OF LICENSE	NUMBER	ACTION TAKEN
Soft drinks	23	Placed on file, cautioned
Soft drinks	11	Granted after a hearing
Soft drinks	12	Rejected after a hearing
Soft drinks	7	Dismissed
Intelligence offices	3	Placed on file, cautioned
Intelligence offices	1	Granted after a hearing
Entertainment, etc.	7	Granted after a hearing
Entertainment, etc.	1	Rejected after a hearing
Entertainment, etc.	2	Dismissed
Entertainment, etc.	5	Revoked
Entertainment, etc.	2	Revoked (revocation suspended)
Entertainment, etc.	1	Placed on file, cautioned
Entertainment, etc.	3	Suspended 1 week
Entertainment, etc.	2	Suspended 1 month
Entertainment, etc.	1	Restricted
Entertainment, etc.	4	Miscellaneous, cautioned
	528	

NOTE.—In 53 cases the Board suspended the license for a definite term and on the termination of the suspension the license was revoked but the revocation suspended.

TABLE 1.—LIQUOR

The following is a classified list of the licenses in force November 30, 1930:

Fourth-class dealer ,	4	Fifth-class license,	1
Fourth-class druggist,	3	Third-class druggist,	228
			236

Number of Licenses Issued and Amount Paid into the Treasury from December 1, 1929, to December 1, 1930

4 fourth-class dealers, at \$300	\$1,200 00
3 fourth-class druggists, at \$300	900 00
251 third-class druggists, at \$1	251 00
1 fifth-class license, at \$1	1 00
Total	\$2,352 00

Liquor licenses are issued under the Massachusetts Liquor Law subject to Federal laws and regulations. The fee for a third and a fifth-class license is fixed by statute at one dollar.

TABLE 2.—COMMON VICTUALERS AND INNOLDERS

Common Victualers

Applications granted	2,603
Places licensed	2,195
Canceled:	
Surrendered	303
For non-payment	70
	373
Rejected	67
Revoked	35
Transferred	60
Fees collected ^{1 2}	\$12,670 00

Of the licenses granted, 43 were for dining cars, 31 of which are in actual operation.

¹ 1 (1930) license unpaid.

² 1 license paid twice.

Innholders

Applications granted	58	
Places licensed	53	
Canceled:		
Surrendered	5	
Rejected	3	
Fees collected		\$290 00

The fee fixed by Statute is not to exceed \$5.

TABLE 3.—BILLIARD, POOL AND SIPPIC TABLES AND BOWLING ALLEYS

Applications granted	265	
Clubs	39	
		304
Places licensed	231	
Places licensed (clubs)	39	
Canceled:		
Surrendered	12	
For non-payment	8	
		20
Rejected	18	
Revoked	5	
Transferred	5	
Withdrawn	10	
Additional	7	
Reconsidered and rejected	2	

Number of Tables and Alleys

Billiards	302
Pool	1,189
Bowling alleys	739
Canceled for non-payment	11

8 Billiard, 24 Pool, 13 Bowling Alleys.

Fees collected	\$10,925 00
--------------------------	-------------

The fee established by the Board is \$5 for each table and alley.

TABLE 4.—INTELLIGENCE OFFICES

Applications granted	162	
Places licensed	140	
Canceled:		
Surrendered	Class 1—2	
For non-payment	Class 1—7	
	Class 2—3	
	Class 3—1	
		13
Transfers granted	9	
Fees collected ¹		\$7,903 00

Of the applications granted

84 were first class, \$6,300

63 were second-class, 2,205

15 were third class, 30

The fee established by the Board is \$75 for a first-class license; \$35 for a second-class license; and \$2 for a third-class license.

9 licensed places hold two classes of licenses.

¹ 1 Class 1 license reconsidered and rejected.

TABLE 5.—PICNIC GROVES

Applications granted	2
Places licensed	2
Withdrawn	1
Fees collected	\$10 00

The fee established by the Board is \$5.

TABLE 6.—SUNDAY SALE OF ICE CREAM, CONFECTIONERY, SODA WATER OR FRUIT

Applications granted	2,337
Places licensed	2,063
Canceled:	
Surrendered	192
For non-payment	64
	256
Rejected	55
Transferred	89
Transfers rejected	5
Withdrawn	55
Revoked	18
Fees collected ^{1 2}	\$11,355 00

The fee fixed by Statute is not to exceed \$5.

¹ 3 licenses unpaid.

² Unpaid license 1929, paid.

TABLE 7—LODGING HOUSES

Applications granted	3,532
Places licensed	3,171
Canceled:	
Surrendered	271
For non-payment	70
	341
Rejected	98
Revoked	20
Transferred	84
Withdrawn	2
Fees collected ¹	\$6,926 00

The fee established by the City is \$2.

¹ 1 license paid twice.

TABLE 8.—MERRY-GO-ROUND, FERRIS WHEELS, ETC.

Applications granted	2
Places licensed	2
Fees collected	\$22 00

The fee established by the Board is \$1 for each class for each day licensed.

TABLE 9.—RETAIL VENDORS OF SOFT DRINKS

Applications granted	2,504
Places licensed	2,217
Canceled:	
Surrendered	207
For non-payment	59
	263
Rejected ¹	42
Revoked	20
Transfers granted	84
Transfers rejected	3
Withdrawn	75
Fees collected ^{2 3}	\$2,445 00

The fee is established by law, not to exceed \$1.

¹ 1 license reconsidered and rejected.

² 1 unpaid license.

³ 1 license paid twice.

TABLE 10.—FIREARMS

Applications granted	15
Places licensed	14
Canceled:	
For non-payment	1
Fees collected	\$70 00
The fee established by the Board is \$5.	

TABLE 11.—ENTERTAINMENT, ETC.

Applications granted:	Innholders	20
	Common victualers	140
	Soft drinks	8
	Club	1
Canceled:		
Surrendered	Innholders	2
	Common victualers	16
Non-payment	Soft drinks	1
Rejected	Common victualers	12
Revoked	Common victualers	7
Transferred	Common victualers	3
Places in operation		143
Fees collected		\$40 00

TABLE 12.—MISCELLANEOUS RECEIPTS

Recording fees	\$259 00
Sale of Firearms books	4 20
Total amount received and paid into the treasury on account of miscellaneous licenses and receipts	\$52,919 20

TABLE 13.—HOLDERS OF LICENSES ARRANGED ACCORDING TO NATIVITY

	Lodging Houses	Common Victualers	Inn- holders	Retail Vendors of Soft Drinks	Fruit, Ice Cream, etc.	Fire- arms
Albanian	7	56	—	66	64	—
American	1,586	1,106	66	690	601	8
Arabian	—	2	—	—	—	—
Armenian	13	36	—	123	127	—
Austrian	8	21	—	17	17	—
Belgian	8	1	—	—	—	—
Canadian	742	139	3	73	53	—
Chinese	—	24	—	1	—	—
Cuban	1	—	—	—	—	—
Czecho-Slav	5	—	—	—	—	—
Danish	4	3	—	1	1	—
Dutch	2	—	—	3	4	—
English	130	31	—	43	41	1
Finnlander	5	2	—	1	1	—
French	21	4	1	2	2	—
German	28	32	—	22	20	—
Grecian	22	354	—	163	169	—
Hungarian	2	1	—	1	1	—
Irish	532	80	—	123	128	—
Italian	28	275	1	514	458	3
Japanese	1	1	—	—	—	—
Lithuanian	8	17	—	47	44	—
Mexican	—	—	—	1	1	—
Norwegian	9	4	—	3	4	—
Polish	56	27	—	49	46	—
Porto Rican	—	—	—	1	1	—
Portuguese	11	10	—	14	11	—
Roumanian	4	8	—	9	10	—
Russian	48	356	1	449	450	2
Scotch	63	10	—	9	7	1
South American	1	1	—	—	—	—
Spanish	1	5	—	2	2	—
Swedish	84	21	—	6	6	—
Swiss	1	3	—	1	—	—
Syrian	151	36	—	97	93	—
Turkish	9	25	—	35	36	—
Ukrainian	—	1	—	1	1	—
Welsh	1	—	—	—	—	—
West Indies	29	5	—	1	1	—
	3,621	2,697	72	2,568	2,400	15

EXPENDITURES FROM DECEMBER 1, 1929, TO DECEMBER 1, 1930

Personal Service

Commissioners, Secretary and Permanent Employees	\$24,786 79
Temporary employees	618 57

Services Other than Personal

Printing and binding	\$134 88
Light	208 44
Rent	4,500 00
Communication	325 99
Cleaning	10 62
Investigation, etc.	54 75
General plant repairs	60 60

Equipment

Office	\$147 63
Library	19 75

Supplies

Office	\$939 48
Food and ice	33 06
Laundry, cleaning, etc.	1 80

Total	\$31,842 36
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LICENSES IN GENERAL

All applications for licenses are referred to the Police Department for investigation and a report, which is made in writing giving reasons for disapproval and in some cases for approval. The Board also requires new applicants for liquor, intelligence office, pool and bowling, entertainment and lunch cart licenses to appear before the Board prior to the granting of a license.

Applicants for booths or for dancing must present a plan showing the location and character of the proposed booths or the space for dancing, a copy of which plan is filed with the Board. Booths must be open and not over four feet six inches high.

If the police report on an application is unfavorable or if there are objections to the granting of a license, a hearing is held.

All applications for lodging houses which the Building Department has not already reported as being properly equipped with fire escapes or other safety devices required by law are referred to that department for its report.

The Board endeavors to grant no license the exercise of which is likely to cause a nuisance to others and that no license already issued is so exercised as to become a nuisance.

The Board welcomes information from any source concerning its licensees.

LEGISLATION

The only change in the laws relating to the licenses granted by the Board was Chapter 117 of the Acts of 1930, which forbids the conducting of an employment office for seamen without an intelligence office license.

The referendum repeal of the so-called Baby Volstead Act did not occur during the 1930 fiscal year and consequently what effect, if any, the repeal of this Act will have on the work of the Board is for the future to determine.

ENTERTAINMENT LICENSES

Chapter 299 of the Acts of 1926

Hotels and restaurants which furnish music, dancing or other forms of entertainment in their dining rooms are now required to have a special license which brings the hours and character of the entertainment under the control of the Board.

Wonder or criticism is sometimes expressed by visitors to the city and by residents that the hours of entertainment are restricted and that dancing is not allowed on Sunday or during the early hours of Monday morning. The Board is of the opinion, however, that the laws and its rules in that behalf are liberal enough.

LODGING OR ROOMING HOUSES

It is estimated that more than 50,000 people live in buildings or apartments licensed as lodging houses. Many of these are young people without family oversight and the guarding of their physical and moral safety is very important. A lodging house license should be a badge of the respectability of the proprietor and that the premises are sanitary and suitable for the purpose.

The Board receives few complaints in proportion to the number of these houses and believes that with few exceptions, the proprietors are respectable and worthy people and their houses well conducted.

GAMBLING DEVICES

According to police reports, there has been a great increase, during the past year, in gambling by the writing of so-called lottery, policy, clearing house and pool slips or numbers. This form of gambling is forbidden by law and the Board warns its licensees that they must not engage in it or permit it on licensed premises. Licensees are repeatedly urged by salesmen of slot machine concerns to place their machines in licensed premises, claiming that the machine is not a gambling device. The Board believes that a machine which carries any combination of colors, pictures, or devices, or gives slugs or other tokens with or instead of merchandise, is a potential gambling menace and requests licensees not to allow them on licensed premises.

SUNDAY FRUIT, ETC., LICENSES

In addition to the four articles covered by this form of license, namely: fruit, ice cream, confectionery and soft drinks, and articles covered by other provisions of law, these licensees are now permitted by law to sell bread on Sunday during the same hours that bakers are permitted to sell their products. The sale by these licensees on Sunday of other bakery products would be a convenience in some sections of the city and in the opinion of the Board the law might well be made more liberal in this behalf.

GENERAL MATTERS

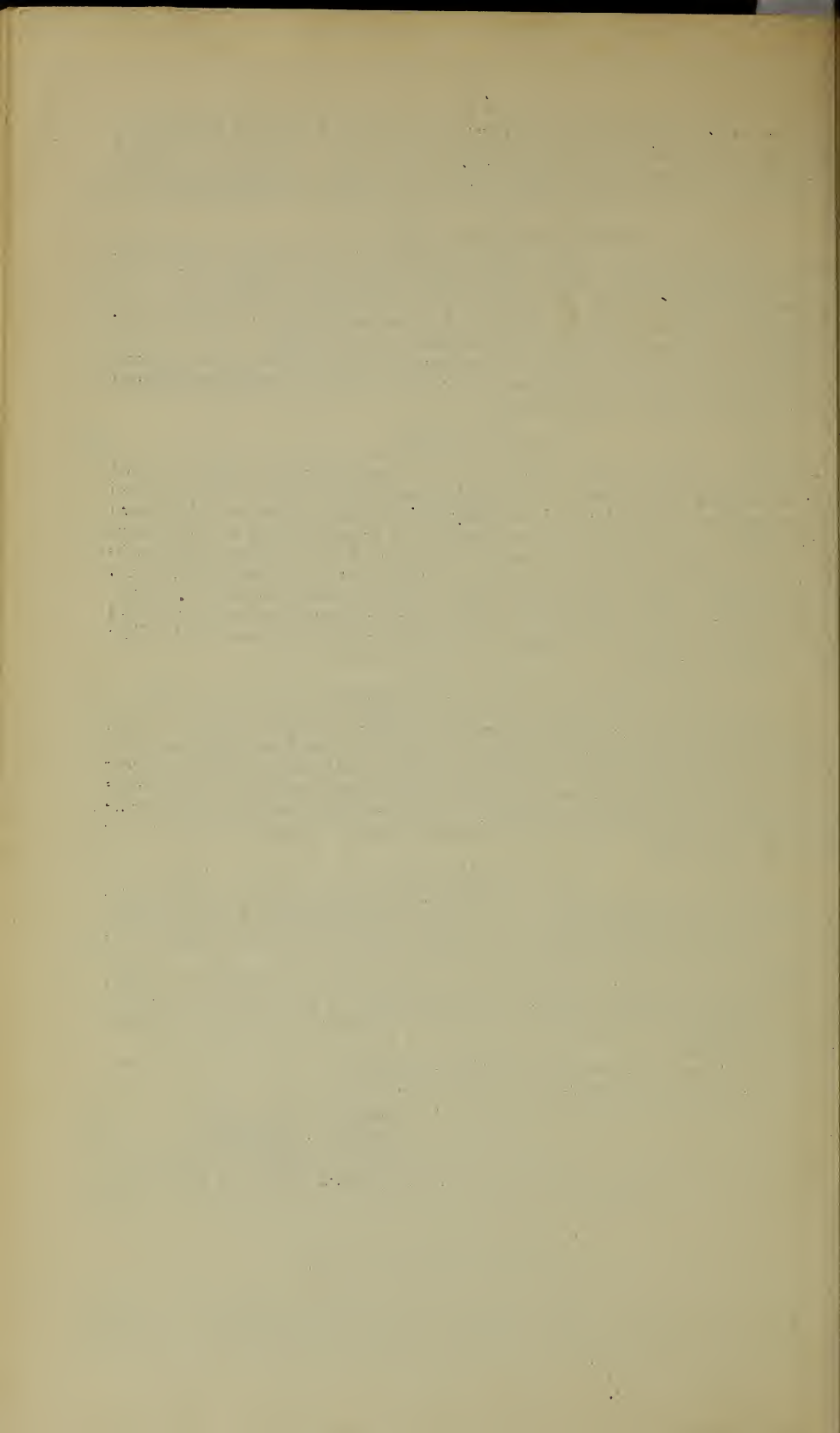
Complaints for violation of law or of the terms of a license are usually made by the Police, but sometimes by City departments, Federal authorities and individuals. Public hearings are held on all complaints that purport to be sustained by evidence.

At all hearings any persons interested may appear with counsel, and if a person has no counsel, the Board endeavors to safeguard his or her rights and see to it that the whole truth is brought out. Nothing in the nature of a penalty is imposed without a hearing.

The Board has harmonious and satisfactory relations with the Police Department, City departments and with the Federal authorities.

DAVID T. MONTAGUE,
ARTHUR J. SELFRIDGE,
MARY E. DRISCOLL,

Licensing Board for the City of Boston.



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The Commonwealth of Massachusetts

ANNUAL REPORT

OF THE

Mass. LICENSING BOARD

FOR THE

CITY OF BOSTON

FOR THE

YEAR ENDING NOVEMBER 30, 1931



61

The Commonwealth of Massachusetts

STATE HOUSE, BOSTON

December 1, 1931.

To His Excellency JOSEPH B. ELY, Governor of the Commonwealth of Massachusetts.

Sir:—The Licensing Board for the City of Boston respectfully submits its twenty-sixth annual report covering the year ending November 30, 1931.

PERSONNEL OF THE BOARD

David T. Montague, Chairman, Arthur J. Selfridge, Mary E. Driscoll, constitute the present Board.

FINANCIAL

Receipts and disbursements for the year ending November 30, 1931.

Miscellaneous licenses	\$51,634.00	
Liquor licenses	2,056.00	
Miscellaneous receipts	263.80	
		\$53,953.80
Expenses of the Board, salaries, rent, lights, etc.		32,042.61
Excess receipts over expenditures		\$21,911.19

LICENSES GRANTED BY THE BOARD

1. Third-class liquor, retail druggists	256
2. Fourth-class liquor, wholesale dealers	6
3. Fifth-class, industrial alcohol	1
4. Soft drinks	2,585
5. Innholders and common victualers	2,769
6. Lodging houses	3,437
7. Intelligence offices	140
8. Sale of firearms	14
9. Billiard and pool tables and bowling alleys	305
10. Ferris wheels and merry-go-rounds	2
11. Picnic groves	3
12. Sunday sale of ice cream, confectionery, soda water and fruit	2,419
13. Entertainment, required by Chap. 299, Acts of 1926	167

Total number of applications acted on during the year:

Granted	12,104
Rejected	251
	<hr/> 12,355

The Board has held 527 formal hearings during the year in addition to many informal conferences.

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HEARINGS

KIND OF LICENSE	NUMBER	ACTION TAKEN
Third-class druggists	1	Revoked
Third-class druggists	4	Granted after a hearing
Third-class druggists	1	Rejected after a hearing
Third-class druggists	1	Revoked (sentence suspended)
Third-class druggists	1	Placed on file
Innholders	2	Dismissed
Innholders	4	Placed on file, cautioned
Innholders	1	Revoked (sentence suspended)
Innholders	1	Granted after a hearing
Common victualers	35	Revoked
Common victualers	16	Revoked (sentence suspended)
Common victualers	3	Suspended 2 weeks
Common victualers	5	Suspended 1 week
Common victualers	1	Suspended 5 days
Common victualers	2	Suspended 4 days
Common victualers	4	Suspended 3 days
Common victualers	1	Suspended 1 day
Common victualers	2	Suspended balance of license year
Common victualers	7	Placed on file, cautioned
Common victualers	29	Granted after a hearing
Common victualers	15	Rejected after a hearing
Common victualers	11	Dismissed
Common victualers	3	Restricted
Fruit, etc.	13	Revoked
Fruit, etc.	14	Revoked (sentence suspended)
Fruit, etc.	1	Suspended 1 month
Fruit, etc.	7	Suspended 2 weeks
Fruit, etc.	10	Suspended 1 week
Fruit, etc.	1	Withdrawn
Fruit, etc.	1	Restricted
Fruit, etc.	3	Suspended balance of license year
Fruit, etc.	15	Placed on file, cautioned
Fruit, etc.	14	Granted after a hearing
Fruit, etc.	13	Rejected after a hearing
Fruit, etc.	1	Dismissed
Billiard, etc.	5	Revoked
Billiard, etc.	1	Revoked (sentence suspended)
Billiard, etc.	3	Placed on file
Billiard, etc.	6	Granted after a hearing
Billiard, etc.	12	Rejected after a hearing
Billiard, etc.	1	Restricted
Billiard, etc.	2	Suspended 1 week
Billiard, etc.	4	Dismissed
Billiard, etc.	2	Miscellaneous
Lodging Houses	20	Revoked
Lodging Houses	15	Revoked (sentence suspended)
Lodging Houses	14	Placed on file, cautioned
Lodging Houses	6	Granted after a hearing
Lodging Houses	7	Rejected after a hearing
Lodging Houses	41	Dismissed
Lodging Houses	3	Restricted
Soft drinks	16	Revoked
Soft drinks	12	Revoked (sentence suspended)
Soft drinks	1	Suspended 1 month
Soft drinks	6	Suspended 2 weeks
Soft drinks	12	Suspended 1 week
Soft drinks	3	Suspended balance of license year

		4	
KIND OF LICENSE	NUMBER	ACTION TAKEN	
Soft drinks	2	Miscellaneous	
Soft drinks	18	Placed on file, cautioned	
Soft drinks	17	Granted after a hearing	
Soft drinks	12	Rejected after a hearing	
Soft drinks	4	Dismissed	
Intelligence offices	4	Placed on file, cautioned	
Intelligence offices	1	Rejected after a hearing	
Intelligence offices	1	Revoked (sentence suspended)	
Entertainment, etc.	11	Granted after a hearing	
Entertainment, etc.	3	Rejected after a hearing	
Entertainment, etc.	1	Dismissed	
Entertainment, etc.	11	Revoked	
Entertainment, etc.	2	Revoked (sentence suspended)	
Entertainment, etc.	2	Placed on file, cautioned	
Entertainment, etc.	1	Restricted	
Entertainment, etc.	1	Suspended 3 days	
Entertainment, etc.	1	Suspended 1 day	

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NOTE.—In 50 cases the Board suspended the license for a definite term and on the termination of the suspension the license was revoked but the revocation suspended.

TABLE 1.—LIQUOR

The following is a classified list of the licenses in force November 30, 1931.

Fourth-class dealer	3	Fifth-class license	1
Fourth-class druggist	3	Third-class druggist	238
			245

Number of Licenses Issued and Amount Paid into the Treasury from December 1, 1930, to December 1, 1931

3 fourth-class dealers, at \$300	\$900.00
3 fourth-class druggists, at \$300	900.00
255 third-class druggists, at \$1	255.00
1 fifth-class license, at \$1	1.00
Total	\$2,056.00

Liquor licenses are issued under the Massachusetts Liquor Law subject to Federal laws and regulations. The fee for a third and a fifth-class license is fixed by statute at one dollar.

TABLE 2.—COMMON VICTUALERS AND INNOLDERS

		<i>Common Victualers</i>	
Applications granted	2,712		
Places licensed	2,257		
Canceled:			
Surrendered	344		
For non-payment	76		
			420
Rejected	65		
Revoked	35		
Transferred	64		
Withdrawn	3		
Fees collected ^{1 2}			\$13,145.00

Of the licenses granted, 38 were for dining cars, 33 of which are in actual operation.

¹ 6 (1931) licenses unpaid.

² 1 reconsidered and rejected.

Innholders

Applications granted	57	
Places licensed	53	
Canceled:		
Surrendered	3	
For non-payment	1	
	—	4
Rejected	1	
Fees collected		\$280.00
The fee fixed by Statute is not to exceed \$5.		

TABLE 3.—BILLIARD, POOL AND SIPPION TABLES AND BOWLING ALLEYS

Applications granted	267
Clubs	38
	<hr/>
Places licensed	305
Places licensed (clubs)	224
Canceled:	38
Surrendered	18
For non-payment	10
	<hr/>
Rejected	28
Revoked	23
Transferred	5
Withdrawn	13
Additional	9
	<hr/>
	10

Number of Tables and Alleys

Billiards	300
Pool	1,123
Bowling alleys	740
Canceled for non-payment	10
7 Billiard, 33 Pool, 17 Bowling Alleys.	
Fees collected	\$10,530.00
The fee established by the Board is \$5 for each table and alley.	

TABLE 4.—INTELLIGENCE OFFICES

Applications granted	140
Places licensed	121
Canceled:	
Surrendered	Class 1—4
For non-payment	Class 1—5
	Class 2—3
	<hr/>
Rejected (Class 2)	12
Transfers granted	1
Withdrawn (Class 1—1) (Class 2—1)	11
Fees collected	2
Of the applications granted	
69 were first-class	\$5,175
55 were second-class	1,925
16 were third-class	32
	\$6,652.00

The fee established by the Board is \$75 for a first-class license; \$35 for a second-class license; and \$2 for a third-class license.

7 licensed places hold two classes of licenses.

TABLE 5.—PICNIC GROVES

Applications granted	3	
Places licensed	3	
Fees collected		\$15.00
The fee established by the Board is \$5.		

TABLE 6.—SUNDAY SALE OF ICE CREAM, CONFECTIONERY, SODA WATER OR FRUIT

Applications granted	2,419	
Places licensed	2,095	
Canceled:		
Surrendered	220	
For non-payment	91	
		311
Rejected		44
Transferred		72
Transfers rejected		2
Withdrawn		39
Revoked		13
Fees collected ¹		\$11,655.00
The fee fixed by Statute is not to exceed \$5.		

¹ 3 unpaid licenses of 1930 paid.

TABLE 7.—LODGING HOUSES

Applications granted	3,437	
Places licensed	3,066	
Canceled:		
Surrendered	281	
For non-payment	70	
		351
Rejected		61
Revoked		20
Transferred		75
Withdrawn		4
Fees collected		\$6,734.00
The fee established by the City is \$2.		

TABLE 8.—MERRY-GO-ROUNDS, FERRIS WHEELS, ETC.

Applications granted	2	
Places licensed	1	
Canceled:		
For non-payment	1	
Withdrawn	1	
Fees collected		\$12.00
The fee established by the Board is \$1 for each class for each day licensed.		

TABLE 9.—RETAIL VENDORS OF SOFT DRINKS

Applications granted	2,585	
Places licensed	2,257	
Canceled:		
Surrendered	232	
For non-payment	80	
		312
Rejected		40
Revoked		16
Transfers granted		78
Transfers rejected		1
Withdrawn		49
Fees collected ¹		\$2,506.00
The fee is established by law, not to exceed \$1.		

¹ Unpaid license of 1930 paid.

TABLE 10.—FIREARMS

Applications granted	14	
Places licensed	14	
Fees collected		\$70.00
The fee established by the Board is \$5.		

TABLE 11.—ENTERTAINMENT, ETC.

Applications granted: Innholders	16	
Common victualers	142	
Soft drinks	8	
Fruit	1	
Canceled:		
Surrendered		
Innholders	1	
Common victualers	19	
Soft drinks	1	
Non-payment		
Common victualers	9	
Soft drinks	3	
Revoked		
Common victualers	10	
Soft drinks	1	
Transferred		
Common victualers	2	
Places in operation	135	
Fees collected ¹		\$35.00

¹ 1 reconsidered and rejected.

TABLE 12.—MISCELLANEOUS RECEIPTS

Recording fees	\$262.00
Sale of Firearms books	1.80
Total amount received and paid into the treasury on account of miscellaneous licenses and receipts	\$51,897.80

TABLE 13.—HOLDERS OF LICENSES ARRANGED ACCORDING TO NATIVITY

	Lodging Houses	Common Victualers	Inn-holders	Retail Vendors of Soft drinks	Fruit, Ice Cream, etc.	Fire-arms
Albanian	7	41	—	67	65	—
American	1,538	1,127	58	741	650	7
Arabian	—	1	—	—	—	—
Armenian	11	51	—	124	127	—
Austrian	8	20	—	19	22	—
Belgian	8	—	—	1	1	—
Bulgarian	—	—	—	1	—	—
Canadian	733	115	3	70	53	—
Chinese	—	22	—	—	—	—
Cuban	1	—	—	—	—	—
Czecho Slav	1	1	—	—	—	—
Danish	6	2	—	1	2	—
Dutch	2	—	—	2	2	—
English	131	30	—	43	40	1
Finlander	5	1	—	—	—	—
Filippino	1	1	—	—	—	—
French	24	9	1	2	1	—
German	29	31	—	20	17	—
Grecian	22	339	—	157	172	—
Hungarian	1	1	—	1	2	—
Irish	519	68	—	120	124	—
Italian	33	297	1	503	505	3
Japanese	1	2	—	—	—	—
Latvian	—	2	—	—	—	—
Lithuanian	11	21	—	58	54	—
Norwegian	4	2	—	1	2	—
Polish	60	30	—	57	58	—
Portuguese	14	12	—	17	13	—
Roumanian	3	5	—	11	12	—
Russian	41	372	3	470	474	2
Scotch	63	22	1	7	8	1
So. American	1	2	—	—	—	—
Spanish	1	5	—	2	1	—
Swedish	82	20	—	4	6	—
Swiss	—	2	—	1	—	—
Syrian	163	36	—	95	98	—
Turkish	4	25	—	25	26	—
Ukranian	1	6	—	1	1	—
West Indies	28	4	—	3	3	—
	3,557	2,725	67	2,624	2,539	14

EXPENDITURES FROM DECEMBER 1, 1930, TO DECEMBER 1, 1931

Personal Service

Commissioners, Secretary and Permanent Employees	\$24,791.28
Temporary employes	769.23

Services Other than Personal

Printing and binding	72.88
Light	222.80
Rent	4,500.00
Communication	322.91
Cleaning	4.76
Investigation, etc.	49.00
General plant repairs	54.35

Equipment

Library	22.50
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Supplies

Office	1,187.63
Food and ice	28.08
Laundry, cleaning, etc.	17.19

\$32,042.61

LEGISLATION

The legislature of 1931 made no change in the laws relating to the Board or concerning the licenses granted by it.

The fiscal year 1931 is the first year since the repeal of the so-called Baby Volstead Act. The repeal of this law has not appreciably affected the work of the Board. Some licensees continue to take chances, but apparently no greater number than before.

NEW LEGISLATION

The number of delicatessen stores which are a great convenience to many people seem to be increasing in Boston and doubtless in other large cities of the Commonwealth.

It would enhance their usefulness if these stores were allowed to sell cooked and prepared foods during certain hours on Sunday. The Board therefore recommends that the Sunday laws be liberalized to this extent.

With the coming of games and sports on Sunday, a demand has grown for the sale in the vicinity of the games of some or all of the articles permitted to be sold on Sunday.

This demand is often supplied by the sale from movable stands, vehicles or receptacles near the grounds, sometimes in public ways and by persons who have no permit or license or authority of any kind. The Board believes that such sellers should be subject to control and supervision and therefore recommends that they be licensed and herewith presents a bill to cover these recommendations.

There are many casual vendors of foods such as sandwiches, frank-forts and ice cream, who carry their wares or sell from vehicles or improvised stands in the public ways without a permit or license from any authority.

The Board believes that the seller of foods to be eaten forthwith should be subject to control and supervision and therefore recommends that they be licensed and herewith presents a bill to that effect.

A license for the sale of soft drinks to be drunk on the premises is now required by law unless the licensee holds some other license which includes soft drinks.

On the occasion of games, parades, celebrations and at other times,

there is a large sale of soft drinks from receptacles, vehicles and temporary stands in the public ways by persons who have no permit, license or authority of any kind.

The Board believes that such sellers should be subject to control and supervision and therefore recommends that they be licensed and herewith presents a bill to that effect.

GENERAL MATTERS

All applications for licenses are referred to the Police Department for investigation and a report, which is made in writing giving reasons for disapproval and in some cases for approval. The Board also requires new applicants for liquor, intelligence office, pool and bowling, entertainment and lunch cart licenses to appear before the Board prior to the granting of a license.

Applicants for booths or for dancing must present a plan showing the location and character of the proposed booths or the space for dancing, a copy of which plan is filed with the Board. Booths must be open and not over four feet six inches high, and in some cases less height only is permitted.

If the police report on an application is unfavorable or if there are objections to the granting of a license, a hearing is given.

Close cooperation is maintained with the Building Department of the City, especially with reference to safety from fire of buildings licensed as lodging houses and no new license is granted unless the building in which it is to be exercised has the approval of the Building Department.

The Board endeavors to see to it that no license is granted the exercise of which is likely to cause a nuisance to others and that no license already issued is so exercised as to become a nuisance.

Licenses are not granted to aliens without at least first papers and voting citizenship is required of some classes of licensees.

Complaints for violation of law or of the terms of a license are usually made by the Police, but sometimes by City departments, Federal authorities and individuals. Information from any source is welcome.

Public hearings are held on all complaints that purport to be sustained by evidence.

At all hearings any person interested may appear with counsel, and if a licensee has no counsel, the Board endeavors to safeguard his or her rights. Nothing in the nature of a penalty is imposed without a hearing.

The Board has harmonious and satisfactory relations with the Police Department, City departments and with the Federal authorities.

DAVID T. MONTAGUE,
ARTHUR J. SELFRIDGE,
MARY E. DRISCOLL,

Licensing Board for the City of Boston.

The Commonwealth of Massachusetts

ANNUAL REPORT

OF THE

LICENSING BOARD

FOR THE

CITY OF BOSTON

FOR THE

YEAR ENDING NOVEMBER 30, 1932



The Commonwealth of Massachusetts

December 1, 1932.

To His Excellency JOSEPH B. ELY, *Governor of the Commonwealth of Massachusetts*

Sir:—The Licensing Board for the City of Boston respectfully submits its twenty-seventh annual report covering the year ending November 30, 1932.

PERSONNEL OF THE BOARD

David T. Montague, Chairman, Arthur J. Selfridge, Mary E. Driscoll, constitute the present Board.

FINANCIAL

Receipts and disbursements for the year ending November 30, 1932:

Miscellaneous licenses	\$48,704.00	
Liquor licenses	2,087.50	
Miscellaneous receipts	262.00	
		\$51,053.50
Expenses of the Board, salaries, rent, lights, etc.		31,520.07
Excess receipts over expenditures		\$19,533.43

LICENSES GRANTED BY THE BOARD

1. Third-class liquor, retail druggists	248
2. Fourth-class liquor, wholesale dealers	7
3. Fifth-class, industrial alcohol	1
4. Soft drinks	2,538
5. Innholders and common victualers	2,802
6. Lodging houses	3,294
7. Intelligence offices	111
8. Sale of firearms	14
9. Billiard and pool tables and bowling alleys	314
10. Ferris wheels and merry-go-rounds	3
11. Picnic groves	3
12. Sunday sale of ice cream, confectionery, soda water and fruit	2,410
13. Entertainment required by Chap. 299, Acts of 1926	152
14. Roller Skating Rinks	2

Total number of applications acted on during the year:

Granted, 11,899. Rejected, 285. Total, 12,184.

The Board has held 397 formal hearings during the year in addition to many informal conferences.

HEARINGS

KIND OF LICENSE	NUMBER	ACTION TAKEN
Third-class druggists	3	Revoked
Third-class druggists	1	Granted after a hearing
Third-class druggists	1	Rejected after a hearing
Third-class druggists	1	Placed on file
Third-class druggists	1	Dismissed
Third-class druggists	1	Suspended 1 month
Innholders	1	Dismissed
Innholders	1	Placed on file, cautioned
Innholders	3	Revoked (sentence suspended)
Common victualers	15	Revoked
Common victualers	21	Revoked (sentence suspended)
Common victualers	2	Suspended 1 month
Common victualers	2	Suspended 2 weeks
Common victualers	5	Suspended 1 week
Common victualers	4	Suspended 3 days
Common victualers	1	Suspended 2 days
Common victualers	9	Miscellaneous
Common victualers	6	Placed on file, cautioned
Common victualers	18	Granted after a hearing
Common victualers	14	Rejected after a hearing
Common victualers	4	Dismissed
Common victualers	4	Restricted
Fruit, etc.	11	Revoked
Fruit, etc.	23	Revoked (sentence suspended)
Fruit, etc.	3	Suspended 2 weeks
Fruit, etc.	6	Suspended 1 week
Fruit, etc.	1	Suspended 3 days
Fruit, etc.	3	Suspended balance of license year
Fruit, etc.	12	Placed on file, cautioned
Fruit, etc.	8	Granted after a hearing
Fruit, etc.	9	Rejected after a hearing
Fruit, etc.	2	Dismissed
Billiard, etc.	5	Revoked (sentence suspended)
Billiard, etc.	2	Granted after a hearing
Billiard, etc.	2	Rejected after a hearing
Billiard, etc.	4	Dismissed
Billiard, etc.	1	Withdrawn
Lodging Houses	11	Revoked
Lodging Houses	20	Revoked (sentence suspended)
Lodging Houses	9	Placed on file, cautioned
Lodging Houses	3	Granted after a hearing
Lodging Houses	4	Rejected after a hearing
Lodging Houses	38	Dismissed
Soft Drinks	13	Revoked
Soft Drinks	25	Revoked (sentence suspended)
Soft Drinks	3	Suspended 2 weeks
Soft Drinks	6	Suspended 1 week
Soft Drinks	1	Suspended 3 days
Soft Drinks	12	Placed on file, cautioned
Soft Drinks	12	Granted after a hearing
Soft Drinks	5	Rejected after a hearing
Soft Drinks	4	Dismissed
Intelligence Offices	3	Dismissed
Intelligence Offices	1	Withdrawn
Entertainment, etc.	3	Granted after a hearing
Entertainment, etc.	1	Rejected after a hearing
Entertainment, etc.	2	Revoked
Entertainment, etc.	1	Revoked (sentence suspended)
Entertainment, etc.	5	Placed on file, cautioned
Entertainment, etc.	6	Restricted
Entertainment, etc.	1	Suspended 1 week
Merry-go-round	1	Granted for July 4 after a hearing

397

NOTE.—In 34 cases the Board suspended the license for a definite term and on the termination of the suspension the license was revoked but the revocation suspended.

TABLE 1.—LIQUOR

The following is a classified list of the licenses in force November 30, 1932.

Fourth-class dealers	3	Fifth-class license	1
Fourth-class druggists	3	Third-class druggists	234

241

*Number of Licenses Issued and Amount Paid into the Treasury from
December 1, 1931 to December 1, 1932*

3	Fourth-class dealers, at \$300	\$900.00
1	fourth-class dealer, at \$300	38.50
3	fourth-class druggists, at \$300	900.00
248	third-class druggists, at \$1	248.00
1	fifth-class license, at \$1	1.00

Total \$2,087.50

Liquor licenses are issued under the Massachusetts Liquor Law subject to Federal laws and regulations. The fee for a third and a fifth-class license is fixed by the statute at one dollar.

TABLE 2.—COMMON VICTUALERS AND INNHOLDERS

Common Victualers

Applications granted	2,745
Places licensed	2,305
Canceled:	
Surrendered	325
For non-payment	100
	<hr/>
	425
Rejected	79
Revoked	15
Transferred	57
Withdrawn	6
Fees collected * †	\$13,245.00

Of the licenses granted, 40 were for dining cars, 36 of which are in actual operation.

* 4 (1931) licenses paid—2 (1931) licenses unpaid and canceled.

† 2 reconsidered and rejected.

Innholders

Applications granted	57
Places licensed	50
Canceled:	
Surrendered	7
	<hr/>
	7
Rejected	1
Transferred	1
Withdrawn	3
Fees collected	\$285.00

The fee fixed by Statute is not to exceed \$5.

TABLE 3.—BILLIARD, POOL AND SIPPIO TABLES AND BOWLING ALLEYS

Applications granted	275
Clubs	39
	<hr/>
	314
Places licensed	234
Places licensed (clubs)	37
Canceled:	
Surrendered	18
For non-payment	17
	<hr/>
	35
Rejected	12
Transferred	5
Withdrawn	12
Additional	8

Number of Tables and Alleys

Billiards	254
Pool	1,104
Bowling alleys	745

Canceled for non-payment:

18 Billiard, 68 Pool, 59 Bowling Alleys.

Fees collected* \$9,760.00

The fee established by the Board is \$5 for each table and alley.

* 1 (1932) license unpaid.

TABLE 4.—INTELLIGENCE OFFICES

Applications granted	111
Places licensed	95
Canceled:	

Surrendered:	Class 1	1
	Class 3	1
For non-payment:	Class 1	7
	Class 2	3

Rejected (Class 2)	12
Transfers granted	1

Withdrawn (Class 2 . . . 1) (Class 3 . . . 2)	15
---	----

Fees collected	3
----------------	---

Of the applications granted \$4,800.00

51 were first-class \$3,825

45 were second-class 1,575

15 were third-class 30

The fee established by the Board is \$75 for a first-class license; \$35 for a second-class license; and \$2 for a third-class license.

4 licensed places hold two classes of licenses.

TABLE 5.—PICNIC GROVES

Applications granted	3
Places licensed	3
Fees collected	

The fee established by the Board is \$5. \$15.00

TABLE 6.—SUNDAY SALE OF ICE CREAM, CONFECTIONERY, SODA WATER
OR FRUIT

Applications granted	2,410
Places licensed	2,093
Canceled:	

Surrendered	191
For non-payment	115

Rejected	306
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Transferred	53
-------------	----

Withdrawn	72
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Revoked	59
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Fees collected	11
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The fee fixed by Statute is not to exceed \$5. \$11,475.00

TABLE 7.—LODGING HOUSES

Applications granted	3,294
Places licensed	2,958
Canceled:	

Surrendered	265
For non-payment	60

325

Rejected	93
Revoked	11
Transferred	92
Withdrawn	16
Fees collected*	\$6,462.00

The fee established by the City is \$2.

* 3 (1932) licenses unpaid.

TABLE 8.—MERRY-GO-ROUNDS, FERRIS WHEELS, ETC.

Applications granted	3
Places licensed	3
Withdrawn	1
Fees collected	\$85.00

The fee established by the Board is \$2.50 for each class for each day licensed.

TABLE 9.—RETAIL VENDORS OF SOFT DRINKS

Applications granted	2,538
Places licensed	2,218
Canceled:	
Surrendered	201
For non-payment	106
	307
Rejected	38
Revoked	13
Transfers granted	71
Transfers rejected	1
Withdrawn	73
Fees collected	\$2,432.00

The fee is established by law, not to exceed \$1.

TABLE 10.—ROLLER SKATING RINKS

Applications granted	2
Places licensed	2
Fees collected	\$50.00

The fee established by the Board is \$25.

TABLE 11.—FIREARMS

Applications granted	14
Places licensed	14
Fees collected	\$70.00

The fee established by the Board is \$5.

TABLE 12.—ENTERTAINMENT, ETC.

Applications granted:	Innholders	17
	Common Victualers	128
	Soft Drinks	7
Canceled:		
Surrendered:	Innholders	1
	Common Victualers	22
	Soft Drinks	1
Nonpayment:	Soft Drinks	2
Rejected:	Common Victualers	7
	Soft Drinks	1
Revoked:	Common Victualers	1
	Soft Drinks	1
Transferred	Common Victualers	1
Places in operation		124
Fees collected		\$25.00

Under the Statute no fee is collectible from persons holding an innholder or common victualer license.

TABLE 13.—MISCELLANEOUS RECEIPTS

Recording fees	\$256.00
Sale of Firearms books	6.00
Total amount received and paid into the treasury on account of miscellaneous licenses and receipts	\$48,966.00

TABLE 14.—HOLDERS OF LICENSES ARRANGED ACCORDING TO NATIVITY

	Lodging Houses	Common Victualers	Inn-holders	Retail Vendors of Soft drinks	Fruit, Ice Cream, etc.	Fire-arms
Albanian	9	42	—	73	74	—
American	1,403	1,224	53	715	632	7
Armenian	11	45	—	123	118	—
Austrian	15	19	—	23	25	—
Belgian	7	—	—	—	—	—
Canadian	677	151	3	55	56	—
Chinese	—	31	—	—	—	—
Cuban	1	—	—	1	1	—
Czecho Slav	3	1	—	—	—	—
Danish	6	1	—	—	—	—
Dutch	2	—	—	2	2	—
English	104	32	—	42	38	1
Finlander	5	1	—	—	—	—
Filippino	—	2	—	—	—	—
French	14	8	—	6	7	—
German	37	40	—	15	9	—
Grecian	24	368	—	140	155	—
Hungarian	2	—	—	1	1	—
Irish	496	60	1	108	115	—
Italian	25	267	1	461	423	3
Japanese	1	2	—	—	—	—
Latvian	—	7	—	5	3	—
Lithuanian	9	11	—	54	50	—
Norwegian	7	—	—	3	3	—
Polish	60	33	—	71	70	—
Portuguese	15	7	—	4	8	—
Roumanian	1	9	—	10	9	—
Russian	44	337	2	461	452	2
Scotch	52	9	—	8	7	1
South American	1	1	—	1	—	—
Spanish	2	8	1	2	2	—
Swedish	84	14	—	4	3	—
Swiss	—	3	—	1	—	—
Syrian	150	39	—	83	81	—
Turkish	4	18	—	35	36	—
Ukrainian	—	7	—	1	1	—
Welch	1	—	—	—	4	—
West Indian	28	3	—	5	4	—
	3,300	2,800	61	2,513	2,385	14

EXPENDITURES FROM DECEMBER 1, 1931, TO DECEMBER 1, 1932

Personal Service

Commissioners, Secretary and Permanent Employees	\$24,800.00
Temporary employees	512.29

Services Other than Personal

Printing and binding	84.15
Light	135.24
Rent	4,500.00
Communication	316.88
Cleaning	3.00
Investigation, etc.	25.35
General plant repairs	57.75

Equipment

Library	17.60
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Supplies

Office	1,032.98
Food and ice	28.08
Laundry, cleaning, etc.	6.75

 \$31,520.07

LEGISLATION

The legislature of 1932 made no change in the laws relating to the Board or concerning the licenses granted by it.

NEW LEGISLATION

In its report of a year ago, the Board recommended that the law with reference to the sale of cooked and prepared foods on Sunday be liberalized and presented a bill to that effect, which bill did not become law. The Board still believes that our Sunday laws might well be made more liberal in that behalf to the convenience of many and without detracting from the sanctity of the Sabbath.

If the so-called Volstead Act is modified by the Congress before or during the session of the 1933 Legislature, some changes in our laws with reference to the sale of beverages containing alcohol will probably be indicated, but in view of the fact that a commission has been appointed to consider the matter, the Board makes no recommendation. The duty of the Board is, and will be, to carry out to the best of its ability whatever laws may be enacted.

GENERAL MATTERS

All applications for licenses are referred to the Police Department for investigation and a report, which is made in writing giving reasons for disapproval and in some cases for approval. The Board also requires new applicants for liquor, intelligence office, pool and bowling, entertainment and lunch cart licenses to appear before the Board prior to the granting of a license.

Applicants for booths or for dancing must present a plan showing the location and character of the proposed booths or the space for dancing, a copy of which plan is filed with the Board. Booths must be open and not over four feet six inches high, and in some cases less height only is permitted.

If the police report on an application is unfavorable or if there are objections to the granting of a license, a hearing is given.

Close co-operation is maintained with the Building Department of the City, especially with reference to safety from fire of buildings licensed as lodging houses, and with the Health Department of the City as regards health and sanitary conditions on all licensed premises.

The Board endeavors to see to it that no license is granted the exercise of which is likely to cause a nuisance to others and that no license already issued is so exercised as to become a nuisance.

Licenses are not granted to aliens without at least first papers, and voting citizenship is required of some classes of licensees.

Complaints for violation of law or of the terms of a license are usually made by the Police, but sometimes by City departments, Federal authorities and individuals. Information from any source is welcome.

Public hearings are held on all complaints that purport to be sustained by evidence.

At all hearings any person interested may appear with counsel, and if a licensee has no counsel, the Board endeavors to safeguard his or her rights. Nothing in the nature of a penalty is imposed without a hearing.

The Board has harmonious and satisfactory relations with the Police Department, City departments and with the Federal authorities.

DAVID T. MONTAGUE,
ARTHUR J. SELFRIDGE,
MARY E. DRISCOLL,

Licensing Board for the City of Boston.

The Commonwealth of Massachusetts

ANNUAL REPORT

OF THE

Mass. LICENSING BOARD

FOR THE

CITY OF BOSTON

FOR THE

YEAR ENDING NOVEMBER 30

1933



JUL 19 1934

The Commonwealth of Massachusetts
STATE HOUSE BOSTON
ANNUAL REPORT

of the
LICENSING BOARD FOR THE CITY OF BOSTON

December 1, 1933

TO HIS EXCELLENCY JOSEPH B. ELY, *Governor of the Commonwealth of Massachusetts*

Sir:—The Licensing Board for the City of Boston respectfully submits its twenty-eighth annual report covering the year ending November 30, 1933.

PERSONNEL OF THE BOARD

David T. Montague, Chairman, Arthur J. Selfridge, and Mary E. Driscoll, constitute the present Board.

FINANCIAL

Receipts and disbursements for the year ending November 30, 1933:

Non-intoxicating Beverages Licenses, Malt and Wine	\$405,210.00	
Miscellaneous Licenses	46,403.00	
Liquor Licenses	4,189.00	
Miscellaneous Receipts	360.17	
		<hr/>
		\$456,162.17
Expenses of the Board, salaries, rent, light, etc.		32,916.16
		<hr/>
Excess receipts over expenditures		\$423,246.01

LICENSES GRANTED BY THE BOARD

1. Third-class liquor, retail druggists	339
2. Fourth-class liquor, wholesale dealers	14
3. Fifth-class, industrial alcohol	1
4. Non-intoxicating alcoholic beverages, malt and wine	2,651
5. Soft drinks	2,289
6. Innholder and common victualers	3,209
7. Club victualers	12
8. Lodging houses	3,035
9. Intelligence offices	105
10. Sale of firearms	12
11. Billiard and pool tables and bowling alleys	268
12. Ferris wheels and merry-go-rounds	4
13. Picnic groves	4
14. Sunday sale of ice cream, confectionary, soda water and fruit	2,277
15. Entertainment required by Chapter 299, Acts of 1926	291
16. Roller skating rinks	2
	<hr/>
	14,513

Total number of applications acted on during the year:

Granted, 14,513

Rejected, 419.

Total, 14,932.

The Board has held 430 formal hearings during the year in addition to many informal conferences.

HEARINGS

KIND OF LICENSE	NUMBER	ACTION TAKEN
Innholders	1	Revoked
Innholders	1	Dismissed
Innholders	1	Granted after a hearing
Innholders	2	Rejected after a hearing
Innholders	1	Suspended 3 days
Innholders	1	Warned
Entertainment, etc.	2	Revoked
Entertainment, etc.	2	Revoked but revocation suspended
Entertainment, etc.	3	Placed on file
Entertainment, etc.	3	Granted after a hearing
Entertainment, etc.	1	Rejected after a hearing
Entertainment, etc.	1	Suspended indefinitely
Entertainment, etc.	1	Withdrawn
Common Victualers	10	Revoked
Common Victualers	20	Revoked but revocation suspended
Common Victualers	22	Placed on file
Common Victualers	11	Dismissed
Common Victualers	32	Granted after a hearing
Common Victualers	11	Rejected after a hearing
Common Victualers	2	Suspended 2 days
Common Victualers	6	Suspended 6 days
Common Victualers	2	Suspended 1 week
Common Victualers	2	Suspended 2 weeks
Common Victualers	1	Suspended 3 weeks
Common Victualers	2	Suspended 1 month
Common Victualers	1	Withdrawn
Common Victualers	1	Miscellaneous
Common Victualers	4	Restricted
Common Victualers	1	Warned
Club Victualers	1	Granted after a hearing
Firearms	1	Dismissed
Lodging Houses	3	Revoked
Lodging Houses	11	Revoked but revocation suspended
Lodging Houses	1	Placed on file
Lodging Houses	16	Dismissed
Lodging Houses	10	Granted after a hearing
Lodging Houses	2	Rejected after a hearing
Druggists	1	Revoked but revocation suspended
Druggists	8	Granted after a hearing
Druggists	1	Suspended 1 week
Intelligence Offices	2	Granted after a hearing
Fruit, etc.	3	Revoked
Fruit, etc.	29	Revoked but revocation suspended
Fruit, etc.	8	Placed on file
Fruit, etc.	6	Granted after a hearing
Fruit, etc.	3	Rejected after a hearing
Fruit, etc.	8	Suspended 1 week
Fruit, etc.	4	Suspended 2 weeks
Fruit, etc.	2	Suspended 1 month
Soft Drinks	1	Revoked
Soft Drinks	32	Revoked but revocation suspended
Soft Drinks	10	Placed on file
Soft Drinks	6	Granted after a hearing
Soft Drinks	1	Rejected after a hearing
Soft Drinks	9	Suspended 1 week
Soft Drinks	5	Suspended 2 weeks
Soft Drinks	2	Suspended 1 month
Pool, etc.	6	Revoked but revocation suspended
Pool, etc.	1	Dismissed
Pool, etc.	4	Granted after a hearing
Pool, etc.	4	Rejected after a hearing
Pool, etc.	1	Cancelled
Clubs	3	Granted after a hearing
Beer	3	Revoked
Beer	9	Revoked but revocation suspended
Beer	10	Placed on file
Beer	4	Dismissed
Beer	18	Granted after a hearing
Beer	8	Rejected after a hearing
Beer	3	Suspended 3 days
Beer	1	Suspended 2 weeks
Beer	1	Suspended 3 weeks
Beer	2	Miscellaneous
Beer	10	Restricted
Beer	5	Warned
Beer	2	Forfeited
Merry-go-round	1	Rejected after a hearing

430

Total number of hearings.

TABLE 1.—LIQUOR

The following is a classified list of the licenses in force November 30, 1933:

Fourth-class dealers	6	Fifth-class license	1
Fourth-class druggists	6	Third-class druggists	305

318

Number of Licenses Issued and Amount Paid into the Treasury from December 1, 1932 to December 1, 1933

6 Fourth-class dealers, at \$300	\$1,800.00
1 Fourth-class dealer, at \$300 (part of year)	250.00
6 Fourth-class druggists, at \$300	1,800.00
338 Third-class druggists, at \$1	338.00
1 Fifth-class license, at \$1	1.00
Total	<hr/> \$4,189.00

Liquor licenses are issued under the Massachusetts Liquor Law subject to Federal laws and regulations. The fee for a third and a fifth-class license is fixed by the statute at one dollar.

TABLE 2.—NON-INTOXICATING BEVERAGES, MALT AND WINE

A.—Temporary Licenses

<i>Common Victuallers</i>			
Applications granted			772
Places licensed			740
Canceled:			32
Surrendered		4	
For non-payment of fee		28	
Rejected			121
Transferred			3
Withdrawn			65
Fees:	496 @ \$70	\$34,720	
	63 @ 60	3,780	
	213 @ 50	10,650	
		<hr/>	\$49,150
Cancelled for non-payment of fee:			
	20 @ \$70	\$1,400	
	2 @ 60	120	
	6 @ 50	300	
		<hr/>	\$1,820
Net fees collected			\$47,330.00
Of the licenses granted, 13 were for dining cars.			
<i>Innholders</i>			
Applications granted			41
Places licensed			39
Cancelled for non-payment of fee			2
Withdrawn			3
Fees:	35 @ \$70	\$2,450	
	2 @ 60	120	
	4 @ 50	200	
		<hr/>	\$2,770
Cancelled for non-payment of fee:			
	1 @ \$70	\$70	
	1 @ 50	50	
		<hr/>	\$120
Net fees collected			\$2,650.00

Retail Bottle Stores

Applications granted			176
Places licensed			172
Canceled for non-payment of fee			4
	4 @ \$60	\$240	
Withdrawn			839
Fees:	48 @ \$70	\$3,360	
	121 @ 60	7,260	
	7 @ 50	350	

 \$10,970

Net fees collected \$10,730.00

Clubs

Applications granted			53
Places licensed			52
Canceled			1
Withdrawn			3
Fees:	39 @ \$70	\$2,730	
	5 @ 60	300	
	9 @ 50	450	

 \$3,480

Canceled for non-payment of fee

1 @ \$60 \$60

Net fees collected \$3,420.00

(B) Permanent Licenses*Common Victualers*

Applications granted			1,026
Places licensed			950
Canceled:			76
Surrendered			15
Non-payment of fee			61
Rejected			23
Transferred			4
Fees:	175 @ \$275	\$48,125	
	851 @ 250	212,750	

 \$260,875

Canceled for non-payment of fee:

9 @ \$275 \$2,475

52 @ 250 13,000

 \$15,475

Net fees collected \$245,400.00

Of the licenses granted, 15 were for dining cars.

Innholders

Applications granted			37
Places licensed			34
Canceled:			3
Surrendered			1
Non-payment of fee			2
Fees:	5 @ \$275	\$1,375	
	32 @ 250	8,000	

 \$9,375

Canceled for non-payment of fee:

2 @ \$250 \$500

Net fees collected \$8,875

Retail Bottle Stores

Applications granted					416
Places licensed					278
Canceled:					137
Surrendered				6	
Non-payment of fee				131	
Rejected					7
Withdrawn					20

Fees:	258 @ \$275	\$70,950
	157 @ 250	39,250
	1 @ 240	240

\$110,440

Canceled for non-payment of fee:		
	110 @ \$275	30,250
	21 @ 250	5,250

Reconsidered and rejected		
	1 @ \$275	275

\$35,775

Net fees collected:			\$74,665.00
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Clubs

Applications granted					48
Places licensed					45
Canceled					1
Declared "Null and Void"					2
Rejected					4
Withdrawn					7

Fees:	5 @ \$275	\$1,375
	43 @ 250	10,750

\$12,125

Canceled for non-payment of fee:		
	1 @ \$250	250

Net fees collected			\$11,875.00
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(C)—Special Alcoholic Beverages Licenses

Applications granted					82
Places licensed					80
Canceled for non-payment of fee					2
Fees collected					\$265.00

TABLE 3.—COMMON VICTUALERS AND INNHOLDERS

Common Victualers

Applications granted					3,131
Places licensed					2,470
Canceled:					651
Surrendered				445	
Non-payment of fee				206	
Rejected					89
Revoked					10
Transferred					101
Fees collected					\$14,600.00

Of the licenses granted, 37 were for dining cars, 35 of which are in actual operation.

5 (1933) licenses unpaid.

Innholders

Applications granted	78	
Places licensed	65	
Canceled:	12	
Surrendered	8	
Non-payment of fee	4	
Rejected	8	
Revoked	1	
Fees collected		\$370.00

The fee fixed by Statute is not to exceed \$5.00.

TABLE 4.—CLUB VICTUALERS

Applications granted	12	
Places licensed	12	
Reconsidered and rejected	1	
Fees collected		\$60.00

TABLE 5.—BILLIARD, POOL AND SIPPIC TABLES AND BOWLING ALLEYS

Applications granted	239	
Clubs	29	
	268	
Places licensed	204	
Places licensed (clubs)	29	
Canceled:	30	
Surrendered	13	
Non-payment of fee	17	
Rejected	10	
Transferred	8	
Withdrawn	6	
Additional	5	

Number of Tables and Alleys

Billiards	239	
Pool	917	
Bowling alleys	645	
Canceled for non-payment :		
3 Billiard, 39 Pool, 37 Bowling Alleys.		
Fees collected		\$9,005.00

The fee established by the Board is \$5 for each table and alley.

1 (1933) license unpaid.

TABLE 6.—INTELLIGENCE OFFICES

Applications granted	105	
Places licensed	99	
Canceled:	3	
Non-payment of fee: Class 1	1	
Class 2	2	
Transfers granted	3	
Withdrawn Class 2	1	1
Fees collected		\$3,342.00
Of the applications granted		
47 were first-class	\$2,350	
1 @ \$35.00	35	
41 were second-class	1,025	
16 were third-class	32	

The fee established by the Board is—

\$50 for a first-class license;

\$25 for a second-class license;

\$2 for a third-class license.

1 license was issued at \$35.

5 licensed places hold two classes of licenses.

TABLE 7.—PICNIC GROVES

Applications granted	4	
Places licensed	4	
Fees collected		\$20.00
The fee established by the Board is \$5.		

TABLE 8.—SUNDAY SALE OF ICE CREAM, CONFECTIONERY, SODA WATER OR FRUIT

Applications granted	2,277	
Places licensed	1,954	
Canceled:	321	
Surrendered	179	
Non-payment of fee	142	
Rejected		32
Transferred		58
Revoked		4
Fees collected		\$10,675.00
Withdrawn		65

2 licenses were restored after cancellation.

The fee fixed by Statute is not to exceed \$5.

TABLE 9.—LODGING HOUSES

Applications granted	3,035	
Places licensed	2,805	
Canceled:	227	
Surrendered	167	
Non-payment of fee	60	
Rejected		78
Revoked		3
Transferred		83
Fees collected (1) (2)		\$5,934.00

The fee established by the City is \$2.

(1) 3 (1932) licenses paid.

(2) 6 (1933) licenses unpaid.

TABLE 10.—MERRY-GO-ROUNDS, FERRIS WHEELS, ETC.

Applications granted	4	
Places licensed	4	
Rejected	2	
Fees collected		\$130.00

The fee established by the Board is \$2.50 for each class for each day licensed.

TABLE 11.—RETAIL VENDORS OF SOFT DRINKS

Applications granted	2,289	
Places licensed	2,000	
Canceled:	288	
Surrendered	151	
For non-payment	137	
Rejected		31
Revoked		2
Transfers granted		60
Withdrawn		70
Fees collected		\$2,152.00

1 license restored after cancellation.

The fee is established by law, not to exceed \$1.00.

TABLE 12.—ROLLER SKATING RINKS

Applications granted	2	
Places licensed	2	
Fees collected		\$50.00

The fee established by the Board is \$25.

TABLE 13.—FIREARMS

Applications granted	12	
Places licensed	12	
Fees collected		\$60.00
The fee established by the Board is \$5.		

TABLE 14.—ENTERTAINMENT, ETC.

Applications granted:	Innholders	25	
	Common Victualers	265	
	Soft Drinks	1	
Canceled:			
Surrendered:	Common Victualers	7	
Rejected:	Common Victualers	11	
Revoked:	Common Victualers	2	
Places in operation		282	
Fees collected			\$5.00

Under the Statute no fee is collectible from persons holding an innholder or common victualer license.

TABLE 15.—MISCELLANEOUS RECEIPTS

Recording fees	\$353.00
Sale of Firearms books	4.80
Sale of old papers, etc.	2.37
Total amount received and paid into the treasury on account of miscellaneous licenses and receipts	\$46,763.17

HOLDERS OF LICENSES ARRANGED ACCORDING TO NATIVITY

	Lodging Houses	Common Victualers	Inn- holders	Retail Vendors of Soft Drinks	Fruit, Ice Cream etc.	Fire- arms
Albanian	6	49	—	54	58	—
American	1,344	1,682	62	621	575	5
Arabian	—	1	—	—	—	—
Armenian	11	54	—	118	116	—
Austrian	9	32	—	20	21	—
Belgian	6	1	—	1	1	—
Bohemian	—	1	—	—	—	—
Bulgarian	—	1	—	1	1	—
Canadian	653	140	1	49	51	—
Chinese	—	39	—	—	—	—
Cuban	2	—	—	—	—	—
Czecho Slav	5	—	—	—	—	—
Danish	5	3	—	—	—	—
Dutch	4	1	—	2	2	—
English	98	46	1	34	35	1
Finlander	5	2	—	—	—	—
Fillippino	—	1	—	—	—	—
French	20	9	5	5	6	—
German	36	33	—	11	6	—
Grecian	22	446	4	117	121	—
Hungarian	3	—	—	1	1	—
Irish	470	147	1	104	128	—
Italian	24	366	8	421	394	3
Japanese	1	3	—	—	—	—
Latvian	—	6	—	3	2	—
Lithuanian	5	22	—	47	52	—
Mexican	—	1	—	—	—	—
Norwegian	5	3	—	3	1	—
Polish	58	33	—	67	69	—
Portuguese	12	9	—	7	6	—
Roumanian	1	14	—	6	7	—
Russian	27	389	10	411	423	2
Scotch	51	10	—	8	8	1
South American	1	2	—	—	—	—
Spanish	1	10	1	1	1	—
Swedish	76	17	—	1	3	—
Swiss	2	2	—	—	—	—
Syrian	154	36	—	83	76	—
Turkish	3	26	—	22	26	—
Ukrainian	—	4	—	—	2	—
Welsh	—	—	—	—	—	—
West Indian	22	5	—	4	2	—
	3,142	3,646	93	2,222	2,194	12

EXPENDITURES FROM DECEMBER 1, 1932, TO DECEMBER 1, 1933

<i>Personal Service</i>	
Commissioners, Secretary and Permanent Employees	\$23,285.00
Temporary Employees	1,118.49
<i>Services Other than Personal</i>	
Printing and binding	165.35
Transportation of Persons	9.65
Light	203.97
Rent	4,500.00
Communication	382.13
Cleaning	3.25
Investigation, etc.	23.35
General plant repairs	231.65
<i>Equipment</i>	
Office	582.96
Library	66.50
<i>Supplies</i>	
Office	2,260.28
Food and ice	77.08
Laundry, cleaning, etc.	6.50
	<hr/>
	\$32,916.16

LEGISLATION

Legislation which became effective April 7, Chapter 120 of the Acts of 1933, made an important change in the laws relating to the Board and this Chapter, together with Chapter 284, Acts of 1933, which became effective September 24, made important changes in the laws concerning the licenses granted by it. Said Chapter 120 provided in brief for an Alcoholic Beverage Control Commission and for the manufacture, importation, transportation and sale of wines and malt beverages containing not less than one-half and not more than three and two-tenths per cent of alcohol by weight under a system of licenses or permits, the A. B. C. Commission to have the control and licensing of manufacturing, wholesaling and importing, and local licensing authorities to have the control and licensing of sales to be drunk on the premises and sales at retail not to be drunk on the premises with licenses issued by the local authorities subject to approval by the A. B. C. Commission and with the right of appeal to the Commission by anyone aggrieved by the action of the local authorities. The Act also gave local authorities the right to fix license fees within certain maximums and minimums and, except for certain prohibitions, to regulate the hours of sale.

The situation was such that the sale of the beverages permitted by said Chapter 120 was permissible in Boston on the day the Act was signed. The Federal legislation making this Act possible was so near in point of time to the enactment of Chapter 120 and there was so much doubt until the last moment as to the provisions and scope of Chapter 120, that the Board was unable to make adequate preparations for the issuing of licenses. The first vote of the Board was to provide that all licensees must be registered voters of Boston.

The demand was so great, and the drouth apparently so severe, that a limited number of licenses distributed throughout the city was forthwith granted with but little investigation.

As permitted by the Act, the Board established April 30 as the end of the alcoholic beverage license year.

As also permitted by the Act, all licenses granted without substantial investigation were granted temporarily to July 1. All applications were sent to the police for investigation and report, and a member of the Board or its secretary inspected the premises of and interviewed practically all applicants.

The number of licenses for beverages not to be drunk on the premises was limited by the Act on a population basis to 176 in Boston. This number appeared to be

too few and by amendment the number was increased to 501, of which about 300 were granted before the end of the year. In granting these licenses preference was given to former liquor dealers of good repute. The Board fixed the annual license fee for these licenses at \$300, and the hours of sale from 9 A.M. to 9 P.M. at first, and shortly afterward extended the closing hour to 11 P.M.

These licenses were issued to wholesalers, stores for the sale of beverages only, and to markets and grocery stores. The holders of these licenses gave the Board practically no trouble during the year.

The Act further provided that an unlimited number of licenses might be granted to innholders, common victualers and clubs for the permitted beverages to be drunk on the premises. The Board fixed the annual fee for all these licenses at \$300, and regulated the hours of sale by providing that a common victualer might not sell outside the hours covered by his common victualer license, and that no sales might be made by any licensee between the hours of 1 and 5 A.M. on week days or between 12 o'clock Saturday night and 1 P.M. on Sunday. The Board also exercised its right of curtailing the hours of sale in some places.

The issuing of these licenses to innholders and reputable established clubs caused little trouble but common victualers and newly organized clubs presented more of a problem. Some inactive clubs with old charters also assumed unwonted activity.

Many common victualers could not, in the opinion of the Board, qualify as restaurants under the law, and as such become entitled to malt and wine beverage licenses. The situation came about in this way. Some years ago when food began to be served in many places that were not real restaurants, the Board felt that it was better for the community to require that all sellers of any kind of food to be eaten on the premises take out common victualer licenses, with the consequent right of supervision by the Board and other authorities, although they could not qualify under the law as common victualers.

The Board decided at an early date that no licenses under the Act would be granted to drug stores and few of these stores applied, but nearly all other holders of common victualer licenses applied for malt and wine licenses and many of these did not have the equipment to qualify under Section 3 of said Chapter 120, defining restaurants, and did not serve regular meals. Consequently, with the exception of large and well known restaurants, all applicants were required to appear before the Board, were instructed, and their places of business inspected by some member of the Board or by its secretary. The minimum kitchen requirements established are a 4-burner gas stove with oven, a sink, hot water, a refrigerator, and some general food.

Some licensees have insisted with apparent truth that sandwiches were all the food desired by their patrons. In such cases, the Board has encouraged and advised, and sometimes ordered, that more kinds of food be prepared and advertised, and this has met with considerable but not entire success. Some discipline has been necessary, but on the whole common victualer malt and wine licensees have given the Board very little trouble since their licenses were issued. Only one such license has been revoked. These licenses have been issued freely, have been popular, and with very few undesirable results.

The Act provides that the permitted beverages may not be drunk by patrons while standing. It seemed to the Board that it would help a licensee to enforce this provision if all bars or counters at which food or these beverages were served were equipped with fixed stools. It therefore required that this be done, and both licensees and patrons seem pleased with the result. These beverages are not allowed to be sold from or at a soda fountain.

With the coming of malt and wine beverages, several clubs were organized for alleged social or other lawful purposes, and various older clubs of similar purport took on new leases of life, and applied for malt and wine licenses, and in some cases it was very difficult to determine whether the licenses ought to be granted. Most of these clubs were composed of and were for men only.

Some applications were rejected and the places became alleged speakeasies, but if the officers of the club were apparently respectable, and the club quarters reasonably adequate with no evidence of intended exclusion of the authorities, a license was granted. In connection with the granting of the license, the principal officers

were required to appear before the Board with their records and books of account, and to give information as to what the club actually did or proposed to do.

The Board was and still is skeptical as to the principal purpose of some of these clubs, but complaints have been few and only one club license has been revoked.

Another class of clubs merits attention. During the past year or two several so-called night clubs have been organized for the principal apparent purpose of furnishing food and entertainment, principally dancing, for their members and guests. Some of these clubs have borne a good general reputation, others have not. None of these clubs held any kind of license from the Board until after September 24, 1933. On that date Chapter 284 of the Acts of 1933 became effective, which chapter in substance provides that a club which dispenses food or beverages to its members must take out a club victualer license. Shortly after September 24, some of these clubs applied for and received club victualer licenses, a condition of which is that the club premises shall be subject to inspection by the authorities at any time.

At various times during the year the Board gathered from newspaper reports, and from statements made to its members, that conditions in some of these clubs were not what they should be, but neither before nor after said September 24 were any complaints made to it or any statements implying illegal or improper conduct made to any member of the Board by persons willing to testify.

In the latter part of the year the prospect of the repeal of the 18th amendment and the expected passage by the Legislature of an Act making possible the sale of all alcoholic beverages engaged the active attention of the Board.

Applications for any probable kind of alcoholic beverage license were prepared and from and after November 22 given to applicants, and as applications were made out and filed with the Board, they were sent to the police for investigation and report. In anticipation that most of the holders of malt and wine licenses would apply for all alcoholic beverage licenses, the members of the Board or their secretary, beginning in October, inspected the premises of practically all holders of malt and wine licenses.

The granting of malt and wine licenses, and consequent supervision of the licensees, and the preparations for the granting of all alcoholic licenses, rather overshadow what has been the regular work of the Board since prohibition, but that work was carried on as usual and is shown in the detailed statement.

In connection with the regular work, one ruling of the Board may be of more than passing importance. The law provides that revolvers and certain other firearms may be sold only to a person who has a permit to buy, and who appears in person and takes delivery of the weapon. A revolver was sold by a Boston dealer to a person in New York State, and delivered there. This weapon later appeared in a hold-up in the State of Washington and was traced to the Boston dealer. He claimed that the law requiring personal appearance and delivery did not apply to shipments outside the state, but the Board ruled that appearance of the buyer and personal delivery to him applied to all sales of restricted weapons.

The Board continues to hear all who wish to be heard and takes no summary action without an opportunity for a hearing.

It has harmonious and satisfactory relations with the Police Department, City Departments, and with the Alcoholic Beverages Control Commission. Very few appeals have been taken from the Board to the Commission and the Board has not thus far been overruled.

DAVID T. MONTAGUE,
ARTHUR J. SELFRIDGE,
MARY E. DRISCOLL,

Licensing Board for the City of Boston.

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1934
No. 74

The Commonwealth of Massachusetts

ANNUAL REPORT

OF THE

Mass: LICENSING BOARD

FOR THE

CITY OF BOSTON

FOR THE

YEAR ENDING NOVEMBER 30

1934



24

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1935

JUN 28 1935

ANNUAL REPORT of the LICENSING BOARD FOR THE CITY OF BOSTON

December 1, 1934

TO HIS EXCELLENCY JOSEPH B. ELY, *Governor of the Commonwealth of Massachusetts*

Sir:—The Licensing Board for the City of Boston respectfully submits its twenty-ninth annual report covering the year ending November 30, 1934.

PERSONNEL OF THE BOARD

David T. Montague, Chairman, and Mary E. Driscoll, constitute the Board at present, Arthur J. Selfridge, long a valued member of the Board, having passed away September 28, 1934.

FINANCIAL

Receipts and Disbursements for the year ending November 30, 1934:

Alcoholic Beverages Licenses	\$1,421,426.85
Miscellaneous Licenses	40,756.91
Miscellaneous Receipts	314.80
Denatured Alcohol Licenses	3.00
	<hr/>
	\$1,462,501.56
Expenses of the Board, salaries, light, rent, etc.	37,728.71
	<hr/>
Excess receipts over expenditures	\$1,424,772.85

LICENSES GRANTED BY THE BOARD

Alcoholic Beverages	2,442
Retail Druggists	268
Third Class Druggist	1
Denatured Alcohol	3
Innholders and Common Victualers	3,102
Club Victualers	10
Entertainment required by Chapter 299, Acts of 1926	1,036
Lodging Houses	2,954
Sunday sale of ice cream, confectionery, soda water and fruit	2,116
Soft drinks	1,993
Billiard and pool tables and bowling alleys	253
Intelligence Offices	116
Sales of firearms	14
Ferris wheels, etc.	3
Picnic Groves	4
Roller Skating Rinks	2
	<hr/>
	14,317

Total number of applications acted on during the year:

Granted, 14,317 Rejected, 1,067 Total, 15,384

Formal Hearings, Alcoholic Beverages Applications and Licenses 454
Formal Hearings, Miscellaneous Licenses 552

Total Hearings 1,006

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ALCOHOLIC BEVERAGES, HEARINGS ON COMPLAINTS

Kind of License	Number of Licenses	Action Taken
Innholders	1	Dismissed
Innholders	1	Granted after hearing
Innholders	1	Suspended one day
Innholders	1	Suspended three days
Innholders	1	Suspended indefinitely
Innholders	2	Placed on file, warned
Common victualers	19	Revoked
Common victualers	13	Revoked, but revocation suspended
Common victualers	14	Dismissed
Common victualers	86	Placed on file, warned
Common victualers	32	Granted after a hearing
Common victualers	32	Rejected after a hearing
Common victualers	9	Suspended two days
Common victualers	5	Suspended three days
Common victualers	14	Suspended one week
Common victualers	3	Suspended two weeks
Common victualers	9	Suspended indefinitely
Common victualers	4	Suspended, balance of license year
Common victualers	42	Restrictions imposed
Retail bottle stores	3	Revoked
Retail bottle stores	2	Revoked, but revocation suspended
Retail bottle stores	4	Dismissed
Retail bottle stores	9	Placed on file, warned
Retail bottle stores	4	Granted after a hearing
Retail bottle stores	2	Rejected after a hearing
Retail bottle stores	1	Suspended two days
Retail bottle stores	3	Suspended three days
Clubs	1	Revoked
Clubs	3	Dismissed
Clubs	16	Granted after a hearing
Clubs	8	Rejected after a hearing
Clubs	1	Suspended three days
Clubs	4	Suspended one week
Clubs	5	Suspended indefinitely
Clubs	18	Restrictions imposed
Clubs	3	Placed on file
Taverns	2	Revoked
Taverns	2	Revoked, but revocation suspended
Taverns	20	Placed on file, warned
Taverns	16	Granted after a hearing
Taverns	10	Rejected after a hearing
Taverns	1	Suspended two days
Taverns	8	Suspended, balance of license year
Taverns	3	Dismissed
Druggists	1	Revoked, but revocation suspended
Druggists	1	Dismissed
Druggists	5	Placed on file
Druggists	3	Granted after a hearing
Druggists	1	Suspended three days
Druggists	2	Suspended one week
Druggists	1	Suspended three weeks
Druggists	2	Suspended one month

MISCELLANEOUS HEARINGS ON COMPLAINTS

Innholders	1	Revoked
Innholders	3	Dismissed
Innholders	1	Placed on file
Entertainment	7	Revoked
Entertainment	2	Revoked, but revocation suspended
Entertainment	10	Placed on file
Entertainment	9	Dismissed
Entertainment	11	Granted after a hearing
Entertainment	4	Rejected after a hearing
Entertainment	3	Suspended three weeks
Entertainment	21	Restrictions imposed
Common victualers	25	Revoked
Common victualers	18	Revoked, but revocation suspended
Common victualers	59	Placed on file
Common victualers	15	Dismissed
Common victualers	34	Granted after a hearing
Common victualers	29	Rejected after a hearing
Common victualers	4	Suspended three days
Common victualers	4	Suspended one week
Common victualers	4	Suspended two weeks
Common victualers	1	Suspended three weeks
Common victualers	5	Suspended indefinitely
Common victualers	5	Withdrawn
Common victualers	38	Restrictions imposed
Common victualers	1	Suspended, balance of license year

Places licensed	982	
Cancelled for non-payment	75	
Cancelled by Board	21	
Reconsidered and rejected	4	
Revoked	21	
Revocations restored by Alcoholic Beverages Control Commission	2	
		1,101
Rejected	166	
Withdrawn	86	
Transfers	74	
Reconsidered and granted	23	
Granted on trial to May 1:		

All alcoholic, 34

Malt, 2

Extended for balance of year: 31 all alcoholic; 2 malt.

No extension applied for: 3 all alcoholic.

Granted to July 15: 1 Malt and Wine.

Change of class:

Malt to All Alcoholic, 14

Malt and Wine to All Alcoholic, 41

Malt to Malt and Wine, 4

Appeals from the decision of the Board to the Alcoholic Beverages

Control Commission 88

Sustained 30

Denied 25

Dismissed 19

Withdrawn 14

—
88

(Changes by the Board)

Common Victualer All-Alcoholic to Tavern All Alcoholic . . .	10
Common Victualer Malt and Wine to Tavern All Alcoholic . . .	2
Common Victualer Malt Only to Tavern All Alcoholic . . .	1
Common Victualer Malt and Wine to Tavern Malt and Wine . . .	3
Common Victualer Malt to Tavern Malt	14

(Changed back by Alcoholic Beverages Control Commission)

Tavern All Alcoholic to Common Victualer All Alcoholic . . . 3

Tavern Malt to Common Victualer Malt 1

(Rejected Petitions)

Malt Common Victualer petitioning for Tavern All Alcoholic . . . 3

Malt and Wine Common Victualer petitioning for Tavern All Alcoholic 1

Fees (Common Victualer—Alcoholic Beverages)

Fees Payable

All Alcoholic	108 @ \$1,200	\$129,600
All Alcoholic	2 @ 1,150	2,300
All Alcoholic	2 @ 1,125	2,250
All Alcoholic	275 @ 1,100	302,500
All Alcoholic	1 @ 1,000	1,000
All Alcoholic to May 1	1 @ 450	450
All Alcoholic to May 1	2 @ 400	800
Malt and Wine	42 @ 500	21,000
Malt and Wine	4 @ 450	1,800
Malt and Wine	147 @ 400	58,800
Malt and Wine	1 @ 350	350
Malt and Wine to July 15	1 @ 270.85	270.85

Malt Only	173 @	300	51,900
Malt Only	2 @	275	550
Malt Only	5 @	250	1,250
Malt Only	9 @	225	2,025
Malt Only	325 @	200	65,000

<i>Gross Fees</i>	1,100		\$641,845.85
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Cancelled for Non-Payment

All Alcoholic	2 @	\$1,200	\$2,400
All Alcoholic	2 @	1,100	2,200
(Additional Fee on Change from			
Malt to All Alcoholic)	1 @	900	900
(Balance on extensions of all			
alcoholic license from May 1	3 @	800	2,400
Malt and Wine	13 @	500	6,500
Malt and Wine	1 @	450	450
Malt and Wine	20 @	400	8,000
Malt Only	17 @	300	5,100
Malt Only	1 @	250	250
Malt Only	14 @	200	2,800
(Additional fee on change from			
Malt to All Alcoholic to May 1)	1 @	100	100
	75		\$31,100

Reconsidered and Rejected

All Alcoholic	1 @	1,200	1,200
Malt and Wine	1 @	400	400
Malt Only	2 @	300	600

Deductions	4	\$2,200	\$33,300
		\$641,845.85	
		33,300.00	

Net fees collected			\$608,545.85
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The fees fixed by the Board were as follows:

All alcoholic license	\$1,200
Malt and Wine license	500
Malt License	300

TABLE 3—TAVERNS

Section 12, Chapter 138, General Laws

Applications filed		403
Applications granted		243
All Alcoholic	198	
Malt and Wine	1	
Malt	10	
Changed from Common Victualer	30	
	239	
(Granted to May 1 and extended	3	
See Changed back by Alcoholic Beverages		
Control Commission from Tavern to		
Common Victualer all alcoholic	3	
From Tavern to Common Victualer Malt	1	
	243	

Places licensed	225
Cancelled:	14
Surrendered	2
Non-payment of fee	12
Rejected	113
Revoked	2
Revocations restored by Alcoholic Beverages Control Commission	2
Transferred	9
Reconsidered and granted	17
Withdrawn	47

Changes by Board

Common Victualer all alcoholic to Tavern all alcoholic	10
Common Victualer malt and wine to Tavern all alcoholic	2
Common Victualer malt to Tavern all alcoholic	1
Common Victualer malt to wine to Tavern malt and wine	3
Common Victualer malt to Tavern malt	14

Changed back by Alcoholic Beverages Control Commission

Tavern all alcoholic restored to Common Victualer all alcoholic	3
Tavern malt restored to Common Victualer malt	1

Rejected Petitions

Malt Common Victualer petitioning for Tavern all alcoholic	3
Malt and Wine Common Victualer petitioning for Tavern all alcoholic	1

Appeals from decision of the Board to Alcoholic Beverages Control Commission

Sustained	20
Denied	2
Dismissed	1
	<hr/>
	23

Fees

All alcoholic	109 @ \$1,000	\$109,000
All alcoholic	1 @ 950	950
All alcoholic	5 @ 925	4,625
All alcoholic	6 @ 900	5,400
All alcoholic	3 @ 800	2,400
All alcoholic	8 @ 750	6,000
All alcoholic	22 @ 700	15,400
All alcoholic	10 @ 600	6,000
All alcoholic	37 @ 500	18,500
All alcoholic	1 @ 450	450
All alcoholic	3 @ 250	750
Malt	10 @ 300	3,000
Malt	1 @ 250	250

216 \$172,725

27 changes (no fee), 12 non-payment of fee . 9,450

Fees collected \$163,275

Non-payment of Fees

All alcoholic	4 @	\$1,000	\$4,000
All alcoholic	1 @	900	900
All alcoholic	4 @	700	2,800
All alcoholic	2 @	500	1,000
All alcoholic	*1 @	750	750
			<hr/>
			\$9,450

*This non-payment for extension balance year

The fees fixed by the Board were as follows:

All Alcoholic	\$1,000
Malt and Wine	500
Malt	300

These fees were later in the year changed as follows:

All Alcoholic	750
Malt and Wine	500
Malt	300

TABLE 4. ONE-DAY SPECIAL ALCOHOLIC LICENSES
Section 14, Chapter 138, General Laws

Applications granted	234	
Places licensed	221	
Cancelled for non-payment of fee	10	
Licenses unpaid	3	
Fees collected		\$615

The fee fixed by the Board varies according to the number of people to be served

SPECIAL ALCOHOLIC LICENSES FOR LESS THAN 1 YEAR
Section 14, Chapter 138, General Laws

Applications granted	5	
Fees collected		\$1,665

The fees fixed by the Board vary according to the number of days used and the number of people present at the gatherings

TABLE 5. INNOLDERS (ALCOHOLIC BEVERAGES)
Section 12, Chapter 138, General Laws

Licenses applied for	49
Applications granted	45
Applications rejected	1
Applications withdrawn	3

Fees:

31 @ \$1,900	.	.	.	.	.	.	.	.	\$58,900
12 @ 2,000	.	.	.	.	.	.	.	.	24,000
1 @ 750	.	.	.	.	.	.	.	.	750
1 @ 400	.	.	.	.	.	.	.	.	400
									<hr/>
									\$84,050

Cancelled for non-payment:

3 @ \$2,000	.	.	.	.	.	.	.	.	\$6,000
1 @ 750	.	.	.	.	.	.	.	.	750
1 @ 400	.	.	.	.	.	.	.	.	400
									<hr/>
									\$7,150

Net fees collected \$76,900

The fees fixed by the Board are as follows:

All alcoholic license	\$2,000
Malt and wine license	750
Malt license	400

TABLE 6. RETAIL PACKAGE GOODS STORES
Section 15, Chapter 138, General Laws

Applications filed	894
Applications granted	460

- A. By Licensing Board
307 (All)
30 (Malt and Wine)
51 (Malt)
- B. On appeals to the Alcoholic
Beverages Control Commission
*72 (All)

*Of those granted on appeals to Alcoholic Beverages Control Commission

Cancelled	76
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- A. For Licensing Board
4 (All)
1 (Malt and Wine)
1 (Malt)
- B. For non-payment of fee
Of those granted by Board
26 (All)
12 (Malt and Wine)
5 (Malt)
27 (All)

Rejected	371
Revoked	3
Transferred 61 (All) 1 (Malt and Wine) 3 (Malt)	65
Withdrawn	63
Places operating November 30, 1934	

- Of those granted by Board
277 (All)
17 (Malt and Wine)
45 (Malt)
- Of those granted by Alcoholic
Beverages Control Commission
42 (All)

Fees	A.	All Alcoholic Beverages		
	205	@ \$1,400	. . . . .	\$287,000
	4	@ 1,350	. . . . .	5,400
	168	@ 1,300	. . . . .	218,400
	1	@ 1,200	. . . . .	1,200
	1	@ 1,150	. . . . .	1,150
				<hr/>
				\$513,150
	B.	Malt and Wines		
	11	@ 600	. . . . .	6,600
	19	@ 500	. . . . .	9,500
				<hr/>
				\$16,100
	C.	Malt		
	5	@ 300	. . . . .	1,500
	1	@ 225	. . . . .	225
	45	@ 200	. . . . .	9,000
				<hr/>
				\$10,725

Cancelled for non-payment

A. All Alcoholic

46 @	1,400	.	.	.	.	.	.	\$64,400
1 @	1,350	.	.	.	.	.	.	1,350
6 @	1,300	.	.	.	.	.	.	7,800

\$73,550

B. Malt and Wine

8 @	600	4,800
4 @	500	2,000

\$6,800

C. Malt

2 @	300	600
3 @	200	600

\$1,200

Net fees collected	\$458,425
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Recapitulation

Applications granted	All	Malt and Wine	Malt
By Board	307	30	51
By Alcoholic Beverages Control			
Commission	72	—	—
	<hr/> 379	<hr/> 30	<hr/> 51
Cancelled	57	13	6
	<hr/> 322	<hr/> 17	<hr/> 45

Fees received

All Alcoholic	\$439,600
Malt and Wine	9,300
Malt	9,525

Total fees paid into City Treasury	\$458,425
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The fees fixed by the Board were as follows:

For an all alcoholic license	\$1,400
For a malt and wine license	600
For a malt license	300

TABLE 7. CLUBS (ALCOHOLIC BEVERAGES)

Section 12, Chapter 138, General Laws

Applications filed	94
Applications granted:	
*All Beverages	72
Malt and Wine	2
Malt	8
	<hr/> 82
Cancelled	
Surrendered	1
For non-payment of fee	3
Expired May 1	1
Transferred	4
Revoked	1
Rejected	9
Withdrawn	3

Fees									
	4 @	\$625	.	.	.	.	.	.	\$2,500
	31 @	600	.	.	.	.	.	.	18,600
	1 @	550	.	.	.	.	.	.	550
	2 @	525	.	.	.	.	.	.	1,050
	34 @	500	.	.	.	.	.	.	17,000
	2 @	400	.	.	.	.	.	.	800
	2 @	300	.	.	.	.	.	.	600
	6 @	200	.	.	.	.	.	.	1,200
									<hr/>
									\$42,300
Non-payment of fee									
	2 @	\$400	.	.	.	.	.		\$800
	1 @	300	.	.	.	.	.		300
									<hr/>
Net fees collected			.	.	.	.	.	.	\$41,200

*25 of these were granted until May 1. These were later granted extensions until December 31.

Appeals were taken from the action of the Board to the Alcoholic Beverages Control Commission in 5 cases, as follows:

- 3 Clubs rejected by Board granted by Commission
- 1 Club revoked by Board restored by Commission
- 1 Club revoked by Board sustained by Commission

The fees fixed by the Board were as follows:

For an all alcoholic license	.	.	.	.	.	\$600
For a malt and wine license	.	.	.	.	.	400
For a malt license	.	.	.	.	.	300

TABLE 8. DRUGGISTS
Sections 30-a-30-g, Chapter 138, General Laws

Applications granted	.	.	.	.	.	.	.	.	269
Places licensed	.	.	.	.	.	.	.	.	226
Cancelled: Board	.	.	.	.	.	.	.	11	
Non-payment	.	.	.	.	.	.	.	32	
Withdrawn	.	.	.	.	.	.	.	30	
Transfers	.	.	.	.	.	.	.	6	
Net fees collected	.	.	.	.	.	.	.		\$70,801

1 license was a third-class druggist under the old law Chapter 138, General Laws.

The fee fixed by the Board was \$300.

TABLE 9—(1) DENATURED ALCOHOL (TO SELL ANYWHERE
IN THE COMMONWEALTH)

3 granted	.	.	.	.	.	.	.	\$3.00
The Statute fixes the fee at \$1.								

TABLE 9—(2). RECAPITULATION

Class	Granted	Can- celled	Re- jected	With- drawn	Orig. Classi- fication	Appli- cations	Paid for	Fees Rec'd
Innholder	45	5	1	3	0	49	40	\$76,900.00
All alcoholic	43	3	—	—	—	—	40	
Malt and wine	1	1	—	—	—	—	—	
Malt	1	1	—	—	—	—	—	
Common Victualers	1,101	96	4	86	59	1,353	1,022	608,545.85
All alcoholic	398	—	—	—	—	—	382	
Malt and wine	188	—	—	—	—	—	160	
Malt	515	—	—	—	—	—	480	
Taverns	243	14	113	47	34	403	204	163,275.00
All alcoholic	211	—	—	—	—	—	193	
Malt and wine	6	—	—	—	—	—	—	
Malt	26	—	—	—	—	—	11	
Package Stores	460	76	371	63	0	894	384	458,425.00
All alcoholic	379	57	—	—	—	—	322	
Malt and wine	30	13	—	—	—	—	17	
Malt	51	6	—	—	—	—	45	
Clubs	82	4	9	3	0	94	79	41,200.00
All alcoholic	72	—	—	—	—	—	72	
Malt and wine	2	—	—	—	—	—	1	
Malt	8	—	—	—	—	—	6	
Special Licenses	239	10	—	—	0	239	213	2,280.00
Total								<u>\$1,350,625.85</u>
Druggists	269	43	—	30		299	237	70,801.00
Denatured Alcohol	3	—	—	—		3	3	3.00
Grand Total								<u>\$1,421,429.85</u>

Statute provides for not more than 1000 all alcoholic.

Innholders	40
Common Victualers	382
Taverns	193
Total all alcoholic under Section 12 operating	615

Statute provides for not more than 350 Package Stores selling all alcoholic beverages.

Total Package Stores in operation	322
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TABLE 9—(3). FEES ESTABLISHED BY THE BOARD

	All Alcoholic	Malt and Wine	Malt
Innholders	\$2,000	750	400
Common Victualers	1,200	500	300
Clubs	600	400	300
Package Stores	1,400	600	300
Druggists	300	—	—
Taverns	1,000	500	300
(Changed during year to)	750	500	300

Miscellaneous Licenses

TABLE 10. COMMON VICTUALERS AND INNHOLDERS
Common Victualers

Applications granted	3,029
Places licensed	2,530
Cancelled	474
Surrendered	342
Non-payment of fee	132
Rejected	244
Revoked	25
Transferred	98
Withdrawn	37
Fees collected	\$10,240.14

Of the licenses granted, 30 were for dining cars, 29 of which are in actual operation.

1 (1933) license paid; 3 (1934) licenses unpaid.

Innholders

Applications granted	.	.	.	.	.	.	.	73
Places licensed	.	.	.	.	.	.	.	64
Cancelled:	.	.	.	.	.	.	.	8
Surrendered	.	.	.	.	.	.	7	
Non-payment of fees	.	.	.	.	.	.	1	
Rejected	.	.	.	.	.	.	.	1
Revoked	.	.	.	.	.	.	.	1
Transferred	.	.	.	.	.	.	.	2
Withdrawn	.	.	.	.	.	.	.	1
Fees collected	.	.	.	.	.	.	.	\$254.79

The fee is fixed by statute. Prior to May 1, 1934, the fee was \$5.00; changed by law so that from May 1, 1934, until December 31, 1934, the fee was \$3.33. This applies to Common Victualers as well.

Club Victualers

Applications granted	.	.	.	.	.	.	.	10
Places licensed	.	.	.	.	.	.	.	12
Cancelled	.	.	.	.	.	.	.	9
Surrendered	.	.	.	.	.	.	5	
Non-payment of fee	.	.	.	.	.	.	4	
Rejected	.	.	.	.	.	.	.	1
Withdrawn	.	.	.	.	.	.	.	1
Fees collected	.	.	.	.	.	.	.	\$21.65

TABLE 11. LODGING HOUSES

Applications granted	.	.	.	.	.	.	.	2,954
Places licensed	.	.	.	.	.	.	.	2,724
Cancelled	.	.	.	.	.	.	.	227
Surrendered	.	.	.	.	.	.	154	
Non-payment of fee	.	.	.	.	.	.	73	
Rejected	.	.	.	.	.	.	.	51
Revoked	.	.	.	.	.	.	.	3
Transferred	.	.	.	.	.	.	.	102
Withdrawn	.	.	.	.	.	.	.	3
Fees collected	.	.	.	.	.	.	.	\$5,766

The fee established by the City is \$2, 2 (1933) licenses paid.

TABLE 12. FRUIT, ETC.

Applications granted	.	.	.	.	.	.	.	2,116
Places licensed	.	.	.	.	.	.	.	1,871
Cancelled	.	.	.	.	.	.	.	233
Surrendered	.	.	.	.	.	.	133	
Non-payment of fee	.	.	.	.	.	.	100	
Rejected	.	.	.	.	.	.	.	23
Revoked	.	.	.	.	.	.	.	12
Transferred	.	.	.	.	.	.	.	50
Withdrawn	.	.	.	.	.	.	.	33
Fees collected	.	.	.	.	.	.	.	\$10,070

*2 unpaid licenses.

The fee is established by law at \$5.

TABLE 13. SOFT DRINKS

Applications granted	.	.	.	.	.	.	.	1,993
Places licensed	.	.	.	.	.	.	.	1,783
Cancelled	.	.	.	.	.	.	.	199
Surrendered	.	.	.	.	.	.	116	
Non-payment of fee	.	.	.	.	.	.	83	
Rejected	.	.	.	.	.	.	.	25
Revoked	.	.	.	.	.	.	.	11
Transferred	.	.	.	.	.	.	.	36
Withdrawn	.	.	.	.	.	.	.	28
Fees collected	.	.	.	.	.	.	.
*1 unpaid license								\$1,909

The fee is established by law, not to exceed \$1.

TABLE 14. BILLIARD, POOL AND BOWLING ALLEYS

Applications granted	.	.	.	.	.	.	.	253
Places licensed	.	.	.	.	.	.	.	201
Clubs licensed	.	.	.	.	.	.	.	26
Cancelled:								
Board	.	.	.	.	.	.	13	
Non-payment	.	.	.	.	.	.	9	
Rejected	.	.	.	.	.	.	.	12
Transferred	.	.	.	.	.	.	.	11
Revocations	.	.	.	.	.	.	.	1
Rejected transfer	.	.	.	.	.	.	.	1
Additional	.	.	.	.	.	.	.	3

Number of Tables and Alleys

Billiard	Pool	Bowling Alleys	
219	843	640	\$8,510
Cancelled—Tables and Alleys			
6	24	11	205

Fees collected (Net) \$8,305

The fee established by the Board is \$5 for each table and alley.

TABLE 15. INTELLIGENCE OFFICES

Applications granted	.	.	.	.	.	.	.	116
Places licensed	.	.	.	.	.	.	.	107
Cancelled:								
Board C-2	.	.	.	.	.	.	1	
Non-payment C-1	.	.	.	.	.	.	1	
C-2	.	.	.	.	.	.	1	
Transfers	.	.	.	.	.	.	.	10
Withdrawn	.	.	.	.	.	.	.	9
Fees Collected (Net)	.	.	.	.	.	.	.	\$3,907
Of Applications Granted:								
Class 1—55 @ \$50	.	.	.	.	.	.	.	\$2,750
Class 2—48 @ 25	.	.	.	.	.	.	.	1,200
Class 3—16 @ 2	.	.	.	.	.	.	.	32

Gross Amount \$3,907

6 licensed premises held two classes of licenses.

The fees established by the Board are \$50 for a first class license, \$25 for a second class license, and \$2 for a free employment office license.

TABLE 16. PICNIC GROVES

Applications granted	.	.	.	.	.	.	.	4
Places licensed	.	.	.	.	.	.	.	4
Fees collected	.	.	.	.	.	.	.	\$20.00
Fee established by Board, \$5.00								

ROLLER SKATING RINKS

Applications granted	2	
Places licensed	2	
Rejected	1	
Withdrawn	1	
Fees collected		\$50.00
Fee established by Board, \$25.00		

MERRY-GO-ROUNDS, ETC.

Applications granted	3	
Places licensed	3	
Rejected	4	
Fees collected		\$140.00
Fee established by Board \$5.00 each day for each ride, etc.		

TABLE 17. FIREARMS

Applications granted	14	
Places licensed	13	
Cancelled:		
Surrendered	1	
Fees collected		\$70.00
The fee established by the Board is \$5.00		

TABLE 18. ENTERTAINMENT

Applications granted:		
Innholders	42	
Common victualers	985	
Soft drinks	1	
Clubs	8	
Cancelled:		
Surrendered—Common victualers	37	
Rejected:		
Common victualers	38	
Clubs	3	
Pool	1	
Revoked:		
Common victualers	7	
Transferred:		
Innholder	1	
Common victualers	6	
Withdrawn:		
Common victualer	1	
Places in operation	992	
Fees collected		\$3.33

Under Chapter 299 Acts of 1926 no fee is collectible from persons having an innholder or common victualer license

TABLE 19. MISCELLANEOUS RECEIPTS

Recording fee	\$1.00	
Sale of Firearms books	20.70	
Sale of Lists of Liquor Licenses	267.10	
Sale of old desks	26.00	
		\$314.80
Totals amount received and paid into the treasury on account of miscellaneous licenses and receipts		
		\$41,071.71

TABLE 20. HOLDERS OF LICENSES ARRANGED ACCORDING TO NATIVITY

	Lodging Houses	Common Victualers	Inn- holders	Retail Vendors of Soft Drinks	Fruit, Ice Cream etc.	Fire- arms
Albanian	6	40	—	52	55	—
American	1,256	1,689	66	534	515	7
Arabian	—	—	—	—	—	—
Armenian	12	27	—	117	119	—
Austrian	18	21	—	13	16	—
Belgian	6	1	—	1	1	—
Bohemian	—	1	—	—	—	—
Canadian	626	99	1	33	35	—
Chinese	—	21	—	—	—	—
Czecho Slav	4	—	—	—	—	—
Danish	3	2	—	—	—	—
Dutch	2	1	—	1	1	—
Egyptian	—	1	—	—	—	—
English	105	26	—	28	32	—
Finlander	6	1	—	—	—	2
French	17	8	—	—	—	—
German	28	37	2	4	6	—
Grecian	21	307	—	17	10	—
Hawaiian	—	1	2	86	110	—
Hungarian	—	—	—	—	—	—
Irish	—	—	—	—	—	—
Italian	463	234	—	94	106	—
Japanese	22	305	9	363	369	3
Latvian	1	2	—	—	—	—
Lithuanian	—	3	—	2	2	—
Norwegian	5	28	—	48	48	—
Polish	4	4	—	1	1	—
Portugese	56	50	—	45	49	—
Roumanian	16	6	—	5	4	—
Russian	—	9	—	3	5	—
Scotch	20	338	5	381	429	2
Serbian	55	9	—	4	6	—
South American	—	2	—	—	—	—
Spanish	1	—	—	—	—	—
Swedish	—	6	1	—	—	—
Swiss	81	17	—	3	1	—
Syrian	1	—	—	—	—	—
Turkish	143	30	—	77	83	—
Ukrainian	3	22	—	14	20	—
West Indian	—	1	—	1	1	—
Total	20	3	—	1	1	—
	3,001	3,352	86	1,928	2,025	14

TABLE 21. EXPENDITURES FROM DECEMBER 1, 1933 TO DECEMBER 1, 1934

Personal Service

Commissioners, Secretary and Permanent Employees	\$24,755.95
Temporary Employees	874.57

Services other than Personal

Printing and binding	123.90
Transportation of persons	105.35
Light	354.79
Rent	4,500.00
Communication	377.45
Cleaning	5.01
Investigation, etc.	1,092.38
General plant repairs	117.62

Equipment

Office	1,978.17
Library	128.75

Supplies

Office	3,184.13
Food and ice	100.19
Laundry, cleaning, etc.	30.45

 \$37,728.71

LEGISLATION

Legislation, Federal and State, enacted in this fiscal year, was the most important to licensing authorities of any ever enacted in any one year.

In anticipation of the repeal of the Eighteenth Amendment the Massachusetts Legislature met in special session on November 8, 1933, and by appropriate legislation provided for licensing the manufacture, importing and distribution of alcoholic beverages, and classified and defined the premises on which alcoholic beverages might be sold for consumption thereon, namely, hotels, restaurants, clubs, and taverns.

The Legislature also provided for local option as to the retail sale of such beverages and provided further that pending the action of the voters, the Mayor of a city, or the Selectmen of a town, might authorize the retail sale of alcoholic beverages except in taverns. The sale in Boston was so authorized by His Honor, Mayor James M. Curley, on December 5, 1933.

It was further provided that the manufacture, importing, wholesaling and transportation should be licensed and controlled by the Alcoholic Beverages Control Commission and that the retailing, by package and drug stores, hotels, restaurants, taverns, and clubs, should be licensed and controlled by the local licensing authorities, the Commission to have general supervision of the conduct of the liquor business, and that all licenses granted should be subject to its approval, Chapters 373, 374, and 376 of the Acts of 1933. These laws took effect on the repeal of the Eighteenth Amendment.

The repeal of the Eighteenth Amendment took effect December 5, 1933.

Said Chapter 376 became by substitution Chapter 138 of the General Laws and as amended by various acts of 1934 is the law governing the retail sale of alcoholic beverages.

WORK OF THE BOARD

The details of the work appear in the tables.

About October 1, 1933, the repeal of the Eighteenth Amendment and the passage of liquor legislation by the state legislature seemed possible, and the members of the Board with its secretary proceeded to inspect the premises of practically all the holders of 3.2% beer and wine licenses issued under Chapter 120 of the Acts of that year.

Applications for any probable kind of retail liquor license were prepared and on and after November 22 given to applicants and sent to the police for investigation. As these applications were returned, they were informally passed upon by the Board and temporary licenses prepared for those approved, so that at four-thirty P.M. December 5, the day and hour when it became legally possible to grant licenses, the Board was ready to grant and did grant on that day about 200 licenses and within the next three days several hundred more.

As permitted by law, the fees fixed by the Board were:

Package Store licenses, all alcoholic	\$1,400
Package Store licenses, malt and wine	500
Package Store licenses, malt only	300
Innholders, all alcoholic	2,000
Innholders, malt and wine	750
Innholders, malt only	400
Common victualers, all alcoholic	1,200
Common victualers, malt and wine	500
Common victualers, malt only	300
Clubs, all alcoholic	600
Clubs, malt and wine	400
Clubs, malt only	300
Taverns, all alcoholic	1,000
Taverns, malt and wine	500
Taverns, malt only	300
Drug licenses	300

On January 29, 1934, it became legal to grant tavern licenses, and they were first granted on that date.

By Chapter 385 of the Acts of 1934, which took effect June 30, the Legislature fixed the maximum fee for all alcoholic tavern licenses at \$750, and the Board fixed that sum as the fee for tavern licenses thereafter issued.

The number of all alcoholic package licenses permitted by law in Boston is 350. The number of applications for this type of license received prior to December 16 was 852. By law only 80% of 350 could be granted if there were more applications and appeals pending than enough to make up the quota. Consequently the Board granted 80% of 350 and on December 16 rejected without prejudice all pending applications. Rejected applicants so disposed appealed to the Alcoholic Beverages Control Commission and the Commission sustained enough of the appeals to make up the quota.

As permitted by law, some licensees of all kinds were granted temporary licenses to May 1, and at that time extended for the balance of the year if conditions appeared to warrant.

The days and the maximum hours of sale are fixed by law for all classes of licenses and the Board made no change in these hours for Package Stores and Taverns, but the maximum hours fixed by law for Innholders, Common Victualers and Clubs, 8 A.M. to 2 A.M., seemed to the Board too liberal.

The Board therefore restricted the sale by these licensees to 1 A.M. on week days and not until after 1 P.M. on Sunday.

The law now forbids the sale between 2 A.M. and 1 P.M. on Sunday.

More restrictive hours have also been established in special cases and sometimes no sale at all on Sunday is permitted.

The Board adopted various regulations from time to time during the year. It came to the attention of the Board that some licensed Restaurants and Taverns were selling hard liquor by the bottle not necessarily consumed in whole or in part on the premises. This seemed to be bad practice and the Board adopted regulations forbidding, with the exception of malt and wine, the sale of alcoholic beverages in bottles or original containers in Restaurants or Taverns and forbidding the holders of Restaurant or Tavern licenses from purchasing, with the exception of malt and wine, alcoholic beverages in bottles or original containers holding less than one-fifth of a gallon.

A druggist may sell alcohol without a license, but it seemed to the Board that the sale of alcohol should be subject to the same restrictions as the sale of alcoholic beverages under a drug liquor license. The Board therefore requested licensed druggists to record all sales of alcohol in the same book and in the same manner that the sales of alcoholic beverages are required by law to be recorded and this practice was later made a condition of a drug license.

Soon after the first of the year, small packages of hard liquor alcoholic beverages known as "nips" appeared for sale by licensees. Testimony presented caused the Board to believe that the sale of these "nips" was not for the public good and it adopted a regulation forbidding their sale by package and drug licensees.

With the coming of repeal, some restaurants advertised as clubs and there were other misnomers. The Board did not consider this proper and adopted a regulation to the effect that no licensee advertise to be anything else but what it or he legally was. This has since become law.

Various circulars of information, instruction and warning were also issued from time to time. In August questionnaires were sent to restaurant, hotel and tavern licensees asking the extent and many details of their business and to the Police asking for a report on the character and conduct of the business carried on by the licensee.

When liquor legislation was first passed, there was no provision for Taverns. That was to be the subject of special vote and consequently with the exception of Innholders and Clubs, restaurants were the only possible places for the public consumption of alcoholic beverages.

The law defining a restaurant in connection with the sale of alcoholic beverages is capable of different interpretations, but it is the opinion of the Board that a restaurant in order to be entitled to an alcoholic and especially a hard liquor alcoholic beverage license ought to be well equipped and have a substantial food business independent of alcoholic beverages. Malt and malt and wine restaurant licenses have been granted with less requirements as to food business than in the case of hard liquor.

The granting of these licenses to established and going restaurants presented no great difficulty, but hundreds of new ones were established, each with the avowed purpose of doing a restaurant business.

The result is that in some parts of the city there are more restaurants than the restaurant business warrants, and the dispensing of alcoholic beverages is likely to become their principal business. The question of how much food business in proportion to the alcoholic beverage business of an establishment is necessary in order to consider it a restaurant and entitled to the long hours and privileges of a restaurant is a difficult one and doubtless varies.

It may be, as urged by some, that the legislature intended that a proper equipment and a fair food supply is all that is necessary to constitute a restaurant without reference to whether any one buys the food, but if this is so, it simply means a practical tavern with the longer hours and other privileges denied to regular taverns. It was formerly the theory in this Commonwealth that restaurants and the dining rooms of hotels and clubs were intended to be resorted to for food, and, if so licensed, alcoholic beverages with the food, but that if a person simply wanted a drink a bar room or saloon was the place to go.

But conditions and the wishes of many people have changed. There is more eating with drinking and probably more drinking with eating. Nearly all taverns sell some food and this is encouraged by the Board.

There is a great call for entertainment of some kind while eating or drinking or both. In almost every place where intoxicating beverages are sold there is a radio, and the great majority of restaurants and hotels have or would like to have more elaborate entertainment, and the number of places where opportunity for dancing is provided is large.

Another change in conditions is the custom of beginning entertainments, recreations and other functions at a later hour, and the desire of many to continue their recreation to a much later hour than a few years ago.

Before prohibition no sale of alcoholic beverages was permitted after 11 P.M. in hotels, restaurants, and saloons, except that hotels by paying an extra \$500 license fee might extend their sale hours until midnight.

The new alcoholic beverage law permits the issuance of a Club liquor license to a club not having any great club activities, and the number at present is considerably more than before prohibition. Evidence of undesirable and unlawful conditions existing in a few clubs has been received and those clubs have been disciplined and there are rumors concerning others.

Not many complaints have been received against licensed drug stores, and most of these complaints are with reference to the sale of alcohol not necessarily sold for but used by the buyer for beverages purposes. No license is now required for the sale of alcohol by a druggist who holds a certificate of fitness from the Board of Pharmacy.

It may be noted that the number of Innholders licenses granted is very much less than before prohibition. Before prohibition there were a substantial number of hotels whose principal business was the selling of alcoholic beverages on Sunday and the conduct of these hotels was considered to be among the worst features of the distribution of alcoholic beverages.

In the granting of package licenses, the Board endeavors to distribute them so that the inhabitants of all parts of the city may have these stores reasonably convenient to their places of residence, with additional granting in business centers.

In the granting of restaurant and tavern licenses, the Board prefers to grant them in business centers and on business streets and does not intend to grant

them where they are likely to be reasonably objectionable to the neighbors or to churches, schools, or playgrounds.

Reports indicate that there are still some bootleggers and speakeasies, but, in the opinion of the Board, the great majority of those desiring alcoholic beverages prefer to purchase them legally, even though illegal merchandise may be offered at a lower price.

Complaints are received by the Board from the Police and from individuals and organizations against all types of licensees and from the inspectors of the Alcoholic Beverages Control Commission against liquor licensees, and the Board is ready to receive information at any time and from any source of the illegal or improper conduct of any licensee or as to the desirability of granting or refusing any license.

The granting of and the various matters connected with liquor licenses, together with the usual work of the Board concerning other licenses, have required many hearings, but the number of complaints of wrong doing by liquor licensees have been few in proportion to the number of licenses.

The Police are the agents of the Board to investigate and report on applications for licenses and to report on the conduct of licensees and conditions on licensed premises. The inspectors of the Alcoholic Beverages Control Commission have also given valuable co-operation.

The establishing of a wise and satisfactory system for the dispensing of alcoholic beverages is a very important undertaking, is still in the experimental stage and some desirable changes, both in the law and in its administration, will doubtless be indicated as time goes on.

All alcoholic beverage licenses are subject to approval by the Alcoholic Beverages Control Commission, but practically all licenses thus far granted by the Board have been approved by the Commission.

All decisions by Licensing Boards concerning alcoholic beverage applications, licenses or licensees may be appealed to the Alcoholic Beverages Control Commission.

In addition to the large number of package license appeals in December, which appeals were technical and necessary to the granting of the entire quota of those licenses, there were a few other package license and club appeals.

There were 111 appeals in connection with restaurant or tavern licenses; 34 of these appeals were disposed of by withdrawal or in some other way not involving an actual hearing.

Of the 77 restaurant and tavern appeals heard by the Commission, 9 were disciplinary and the Board was sustained in 5 cases and overruled in 4. The larger part of the remaining 68 were appeals from the refusal of the Board to grant hard liquor restaurant or tavern licenses, and the Board was sustained in 25 and overruled in 43 of these 68 cases.

In the granting of licenses, the Board co-operates with the Building Department, the Health Department, the Park Department and the School Department of the City and its relations with these departments, the Police Department and the Alcoholic Beverages Control Commission are harmonious.

It desires to express its appreciation of the faithful service of its secretary and employees, with regret that the service has required much overtime work on the part of some.

Respectfully submitted,

D. T. MONTAGUE,
MARY E. DRISCOLL,

Licensing Board for the City of Boston.

The Commonwealth of Massachusetts

ANNUAL REPORT

OF THE

Mass. LICENSING BOARD

FOR THE

CITY OF BOSTON

FOR THE

YEAR ENDING NOVEMBER 30

1935



MAR 23 1936

ANNUAL REPORT

MASS. OFFICIAL

of the

LICENSING BOARD FOR THE CITY OF BOSTON

December 1, 1935

TO HIS EXCELLENCY JAMES M. CURLEY, *Governor of the Commonwealth of Massachusetts:*

Sir:—The Licensing Board for the City of Boston respectfully submits its thirtieth annual report covering the year ending November 30, 1935.

PERSONNEL OF THE BOARD

David T. Montague, Chairman, Edwin D. Gallagher, and Mary E. Driscoll, constitute the Board.

FINANCIAL

Receipts and Disbursements for the year ending November 30, 1935.	
Alcoholic Beverages Licenses	\$1,395,554.85
Miscellaneous Licenses	42,501.23
Miscellaneous Receipts	282.80
Denatured Alcohol Licenses	127.00
	<hr/>
	\$1,438,465.88
Expenses of the Board, salaries, light, rent, etc.	43,916.31
	<hr/>
Excess receipts over expenditures	\$1,394,549.57

LICENSES GRANTED BY THE BOARD

Alcoholic Beverages	1,966
Retail Druggists	195
Denatured Alcohol	146
Innholders and Common Victualers	2,756
Club Victualers	6
Entertainment as required by Chapter 299, Acts of 1926	1,144
Lodging Houses	2,884
Sunday sale of ice cream, confectionery, soda water and fruit	2,044
Soft drinks	1,916
Billiard and pool tables and bowling alleys	238
Intelligence Offices	112
Sales of firearms	11
Ferris wheels, etc.	3
Picnic Groves	5
Roller Skating Rinks	3
	<hr/>
	13,429

Total number of applications acted on during the year:

Granted, 13,429 Rejected, 507 Total, 13,936

Formal Hearings, Alcoholic Beverages Applications and Licenses 531
Formal Hearings, Miscellaneous Licenses 471

Total Hearings 1,002

336.27M51:2
B741:141r
1935

Innholders, all alcoholic	38	
Common victualers, all alcoholic	410	
Taverns, all alcoholic	316	
Clubs, all alcoholic	69	
		833
Package stores, all alcoholic	305	305
Common victualers, malt and wine	57	
Taverns, malt and wine	3	
Clubs, malt and wine	1	
		61
Package stores, malt and wine	9	9
Common victualers, malt	347	
Taverns, malt	22	
Clubs, malt	5	
		374
Package stores, malt	51	51
Druggists		185
Grand Total		1,818

Note:

The limitation of licenses under Section 12 of Chapter 138 of the General Laws is 1,000 all alcoholic licenses. 833 were in operation November 30, 1935.

Section 12 provides for the issuance of all licenses for alcoholic beverages to be drunk on the premises.

The limitation of licenses under Section 15 of Chapter 138 of the General Laws is 350 all alcoholic licenses. 305 were in operation November 30, 1935.

Section 15 provides for the issuance of all licenses for alcoholic beverages not to be drunk on the premises except druggists which are issued under Section 30-a of Chapter 138 of the General Laws.

There is no limitation on the number of licenses which may be issued for malt and wine and malt licenses or for drug stores.

ALCOHOLIC BEVERAGES, HEARINGS ON COMPLAINTS

Kind of License	Number of Licenses	Action Taken
Innholders	1	Dismissed
Innholders	1	Suspended indefinitely
Innholders	2	Placed on file, warned
Innholders	1	Revoked, but revocation suspended
Innholders	2	Restricted
Innholders	1	Transfer
Innholders	1	Miscellaneous
Common victualers	3	Revoked
Common victualers	7	Revoked, but revocation suspended
Common victualers	12	Dismissed
Common victualers	33	Placed on file, warned
Common victualers	31	Granted after hearing
Common victualers	86	Rejected after hearing
Common victualers	1	Suspended one day
Common victualers	4	Suspended two days
Common victualers	5	Suspended three days
Common victualers	1	Suspended four days
Common victualers	5	Suspended one week
Common victualers	10	Suspended indefinitely
Common victualers	13	Restrictions imposed
Common victualers	5	Withdrawn
Common victualers	34	Miscellaneous
Common victualers	16	License changed
Common victualers	9	Transfer
Retail bottle stores	1	Dismissed
Retail bottle stores	1	Placed on file, warned
Retail bottle stores	9	Granted after hearing
Retail bottle stores	17	Rejected after hearing
Retail bottle stores	1	Suspended one day
Retail bottle stores	1	Suspended three days
Retail bottle stores	2	Suspended one week
Retail bottle stores	1	Suspended ten days
Retail bottle stores	2	Withdrawn
Retail bottle stores	1	Miscellaneous
Retail bottle stores	7	Transfer
Clubs	3	Revoked
Clubs	2	Dismissed
Clubs	1	Revoked, but revocation suspended
Clubs	2	Suspended two days
Clubs	2	Suspended three days
Clubs	2	Suspended one week
Clubs	5	Suspended two weeks
Clubs	10	Suspended indefinitely
Clubs	15	Restrictions imposed
Clubs	1	Granted after hearing
Clubs	6	Rejected after hearing
Clubs	5	Placed on file, warned
Clubs	1	Miscellaneous
Taverns	4	Revoked, but revocation suspended
Taverns	5	Placed on file, warned
Taverns	22	Granted after hearing
Taverns	47	Rejected after hearing
Taverns	1	Suspended one day
Taverns	2	Suspended two days
Taverns	3	Suspended three days
Taverns	4	Suspended one week
Taverns	1	Dismissed
Taverns	1	Restrictions imposed
Taverns	3	Miscellaneous
Taverns	2	License changed
Taverns	3	Transfer
Taverns	3	Withdrawn
Druggists	3	Placed on file
Druggists	1	Granted after hearing
Druggists	1	Suspended three days
Druggists	2	Suspended one week
Druggists	5	Suspended two weeks
Druggists	2	Suspended three weeks
Druggists	1	Suspended one month
Druggists	1	Suspended two months
From tavern to common victualer	21	Changes made by board
From common victualer to tavern	7	Changes made by board
Drugs without liquor	1	Warned, placed on file
Drugs without liquor	1	Suspended one week
Drugs without liquor	1	Suspended two weeks
Drugs without liquor	-1	Suspended one month

MISCELLANEOUS HEARINGS ON COMPLAINTS

Kind of License	Number of Licenses	Action Taken
Innholders	1	Dismissed
Entertainment	3	Revoked
Entertainment	3	Revoked, but revocation suspended
Entertainment	33	Placed on file
Entertainment	6	Dismissed
Entertainment	10	Granted after hearing
Entertainment	4	Rejected after hearing
Entertainment	1	Suspended two days
Entertainment	1	Suspended four days
Entertainment	5	Suspended indefinitely
Entertainment	5	Restrictions imposed
Entertainment	1	Transfer
Entertainment	1	Miscellaneous
Common victualers	6	Revoked
Common victualers	8	Revoked, but revocation suspended
Common victualers	51	Placed on file
Common victualers	14	Dismissed
Common victualers	25	Granted after hearing
Common victualers	52	Rejected after hearing
Common victualers	3	Suspended two days
Common victualers	1	Suspended four days
Common victualers	3	Suspended one week
Common victualers	1	Suspended one month
Common victualers	3	Suspended indefinitely
Common victualers	1	Suspended revocation after penalty
Common victualers	8	Miscellaneous
Common victualers	10	License changed
Common victualers	4	Withdrawn
Common victualers	10	Restrictions imposed
Common victualers	8	Transfer
Intelligence offices	1	Dismissed
Intelligence offices	1	Granted after hearing
Intelligence offices	1	Miscellaneous
Lodging houses	5	Revoked
Lodging houses	12	Revoked, but revocation suspended
Lodging houses	8	Placed on file
Lodging houses	39	Dismissed
Lodging houses	2	Granted after hearing
Lodging houses	1	Restrictions imposed
Lodging houses	1	Miscellaneous
Fruit, etc.	7	Revoked
Fruit, etc.	9	Revoked, but revocation suspended
Fruit, etc.	12	Placed on file
Fruit, etc.	5	Granted after hearing
Fruit, etc.	1	Rejected after hearing
Fruit, etc.	1	Suspended three days
Fruit, etc.	5	Suspended one week
Fruit, etc.	3	Suspended two weeks
Fruit, etc.	1	Suspended one month
Fruit, etc.	3	Suspended balance of license year
Fruit, etc.	1	Suspended indefinitely
Fruit, etc.	2	Suspended revocation after penalty
Beverages	6	Revoked
Beverages	9	Revoked, but revocation suspended
Beverages	12	Placed on file
Beverages	1	Dismissed
Beverages	5	Granted after hearing
Beverages	1	Rejected after hearing
Beverages	1	Suspended one day
Beverages	5	Suspended one week
Beverages	3	Suspended two weeks
Beverages	1	Suspended one month
Beverages	1	Suspended indefinitely
Beverages	3	Suspended balance of license year
Beverages	2	Suspended revocation after penalty
Pool	1	Revoked
Pool	1	Placed on file
Pool	3	Dismissed
Pool	3	Granted after hearing
Pool	3	Rejected after hearing
Pool	1	Suspended one day
Pool	1	Suspended two days
Pool	1	Suspended one week
Merry-go-rounds	3	Rejected after hearing
Skating rink	1	Granted after hearing

RECAPITULATION

December 1, 1934 to December 1, 1935

Alcoholic Beverages		Miscellaneous	
Revoked	6	Revoked	28
Revoked, but revocation suspended	13	Revoked, but revocation suspended	41
Suspended	78	Suspended	49
Placed on file	50	Placed on file	117
Granted after hearing	64	Granted after hearing	52
Rejected after hearing	156	Rejected after hearing	64
Dismissed	17	Dismissed	65
Restrictions imposed	31	Restrictions imposed	16
Withdrawn	10	Withdrawn	4
License changed	46	License changed	10
Transfer	20	Transfer	9
Miscellaneous	40	Miscellaneous	11
		Suspended revocation after penalty	5
	531		471

TABLE 1. INNHOLDERS (ALCOHOLIC BEVERAGES)

Section 12, Chapter 138, General Laws

Applications filed	39
Applications granted	39
Applications cancelled	4
For the Board	3
Non-payment of fee	1
Places licensed	35
Fees:	
39 @ \$2,000	\$78,000
UNPAID 1 @ 2,000	2,000
Net fees collected	\$76,000
The fees fixed by the Board are as follows:	
All alcoholic license	\$2,000
Malt and wine license	750
Malt license	400

TABLE 2. COMMON VICTUALERS (ALCOHOLIC BEVERAGES)

Section 12, Chapter 138, General Laws

Application filed	992
Application granted	869
All alcoholic	7 day 356
Malt and wine	6 day 37
Malt	7 day 48
Malt	6 day 10
Malt	7 day 279*
Malt	6 day 89
Changed from Taverns	50
Places licensed	775
All alcoholic	7 day 331
Malt and wine	6 day 58
Malt	7 day 48
Malt	6 day 13
Malt	7 day 251*
Malt	6 day 74

*Note—5 of the 7 day malt licenses were dining cars

Cancelled		81
By the Board	28	
For non-payment of fee	53	
Reconsidered and rejected		1
Rejected		88
Revoked		3
Withdrawn		35
Changed to Taverns		9

136

992

Transfers	24
Reconsidered and granted	35

(Changes by the Board)

Common Victualer All Alcoholic to Tavern All Alcoholic	2
Common Victualer Malt and Wine to Tavern All Alcoholic	1
Common Victualer Malt to Tavern All Alcoholic	2
Common Victualer Malt and Wine to Tavern Malt and Wine	1
Common Victualer Malt to Tavern Malt	3

9

Tavern All Alcoholic to 7 day Common Victualer All Alcoholic	7
Tavern All Alcoholic to 6 day Common Victualer All Alcoholic	31
Tavern All Alcoholic to 7 day Common Victualer Malt and Wine	1
Tavern Malt to 7 day Common Victualer Malt	5
Tavern Malt to 6 day Common Victualer Malt	6

50
(Change of Class)

6 day All Alcoholic to 7 day All Alcoholic	17
7 day Malt and Wine to 7 day All Alcoholic	5
7 day Malt to 7 day All Alcoholic	1
7 day Malt and Wine to 6 day All Alcoholic	1
6 day Malt and Wine to 7 day Malt and Wine	1
7 day Malt to 7 day Malt and Wine	4
6 day Malt to 7 day Malt	8

37
(Rejected Petitions)

6 day All Alcoholic petitioning for 7 day All Alcoholic	8
7 day Malt and Wine petitioning for 7 day All Alcoholic	1
6 day Malt and Wine petitioning for 7 day Malt and Wine	3
6 day Malt petitioning for 7 day Malt	3

15

Appeals from the decision of the Board to the Alcoholic Beverages
Control Commission 49

	<i>All Alcoholic</i>	<i>Malt and Wine</i>	<i>Malt</i>
Sustained	5	1	2
Denied	3	5	10
Dismissed	9	3	5
Withdrawn	2	0	4
	<hr/> 19	<hr/> 9	<hr/> 21

Common Victualers (Alcoholic Beverages)

Fees Payable

All Alcoholic 7 day	349 @	\$1,200.00	\$118,800.00
All Alcoholic 6 day	45 @	1,000.00	45,000.00
All Alcoholic 7 day (changed from Tavern) .	1 @	550.00	550.00
Malt and Wine 7 day	47 @	500.00	23,500.00
All Alcoholic 7 day (changed from Tavern) .	13 @	450.00	5,850.00
Malt 7 day	282 @	400.00	112,800.00
Malt and Wine 6 day	10 @	400.00	4,000.00
Malt 6 day	89 @	300.00	26,700.00
Malt and Wine to July 15	1 @	270.85	270.85
All Alcoholic 6 day (changed from Tavern) .	23 @	250.00	5,750.00
Malt 7 day (changed from Tavern)	2 @	200.00	400.00
Malt 6 day (changed from Tavern)	6 @	100.00	600.00

Gross Fees	868		\$644,220.85
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Changed from Tavern (no fee)	1		
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Cancelled for Non-Payment

All Alcoholic 7 day	15 @	\$1,200.00	\$ 18,000.00
All Alcoholic 6 day	5 @	1,000.00	5,000.00
Malt and Wine 7 day	1 @	500.00	500.00
Malt 7 day	22 @	400.00	8,800.00
Malt 6 day	9 @	300.00	2,700.00
All Alcoholic 6 day			
(additional fee on change from Tavern) . .	1 @	250.00	250.00

	53		\$ 35,250.00
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Reconsidered and Rejected

Malt 7 day	1 @	\$ 400.00	400.00
Changed to Tavern before payment of fee .			
Malt 6 day	1 @	300.00	300.00

Deductions			\$ 35,950.00
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Gross Receipts	\$644,220.85
Deductions	35,950.00

Net fees collected		\$608,270.85
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The fees fixed by the Board were as follows:

All Alcoholic 7 day	\$1,200
All Alcoholic 6 day	1,000
Malt and Wine 7 day	500
Malt and Wine 6 day	400
Malt 7 day	400
Malt 6 day	300

TABLE 3. TAVERNS

Section 12, Chapter 138, General Laws

Applications filed		465
Applications granted	371	
All alcoholic	329	
Malt and wine	2	
Malt	31	
Changed from Common Victualer	9	
	371	

Places licensed		296
All alcoholic	275	
Malt and wine	3	
Malt	18	
Cancelled		24
By the Board	8	
For non-payment	16	
Reconsidered and rejected		1
Changed to common victualers		50
Withdrawn		38
Rejected	66	
Reconsidered and granted	10	
	<hr/> 56	56
Transferred	13	465

(Changes by the Board)

Tavern All Aleoholic to Common Victualer All Aleoholic	38
Tavern All Aleoholic to Common Victualer Malt and Wine	1
Tavern Malt to Common Victualer Malt	11
Common Victualer All Aleoholic to Tavern All Aleoholic	2
Common Victualer Malt and Wine to Tavern All Aleoholic	1
Common Victualer Malt to Tavern All Aleoholic	2
Common Victualer Malt and Wine to Tavern Malt and Wine	1
Common Victualer Malt to Tavern Malt	3

(Rejected Petitions)

Malt Tavern petitioning for Tavern All Aleoholic	3
All Aleoholic Tavern petitioning for Common Victualer all Aleoholic	5

(Change of Class)

Malt Tavern to Tavern All Aleoholic	9
Malt and Wine Tavern to Tavern All Aleoholic	2
Appeals from the decision of the Board to the Aleoholic Beverages Control Commission	72

*All Aleoholic**Malt*

Sustained	23	7
Denied	23	5
Dismissed	5	3
Withdrawn	5	1
	<hr/> 56	<hr/> 16

Fees Payable

All Aleoholic	327 @ \$750	\$245,250
All Aleoholic	2 @ 450	900
All Aleoholic	2 @ 350	700
Malt and Wine	3 @ 300	900
Malt	28 @ 200	5,600
	<hr/> 362	<hr/> \$253,350

TABLE 5. RETAIL PACKAGE GOODS STORES

Section 15, Chapter 138, General Laws

Applications filed									386
Applications granted									380
All Alcoholic							321		
Malt and Wine							9		
Malt							50		
Transfers granted									17
All Alcoholic							16		
Malt							1		
Rejected									24
21 Applications									
3 Transfers									
Withdrawn									6
<i>Fees</i>									
All Alcoholic					321	@	\$1,200	\$385,200	
Malt and Wine					9	@	600	5,400	
Malt					50	@	300	15,000	
								\$405,600	
Cancelled									17
Out of business							3		
Non-payment of fee									
All Alcoholic					13	@	\$1,200	\$ 15,600	
Malt					1	@	300	300	
								\$ 15,900	
All Alcoholic, reconsidered and rejected					1	@	\$1,200	1,200	
Deductions								\$ 17,100	
Gross Receipts							\$405,600		
Deductions							17,100		
Net fees collected									\$388,500
The fees fixed by the Board were as follows:									
All Alcoholic							\$1,200		
Malt and Wine							600		
Malt							300		

TABLE 6. ONE-DAY SPECIAL ALCOHOLIC LICENSES

A. (Malt or Malt and Wine only)

Section 14, Chapter 138, General Laws

Applications filed								227	
Applications granted								224	
Applications rejected								3	
Cancelled for non-payment of fee								5	
Places licensed								219	
Fees collected									\$580
14 Specials carried over from 1934									36
Net fees collected									\$616

The fee fixed by the Board varies according to the number of people to be served.

Special Alcoholic Licenses for Less than 1 Year

B. (Malt or Malt and Wine only)

Section 14, Chapter 138, General Laws

Applications filed	7	
Applications granted	6	
Applications rejected	1	
Appeals from decision of the Board to Alcoholic Beverages Control Commission		
Denied	1	
Fees collected		\$968
The fees fixed by the Board vary according to the number of days used and the number of people present at the gatherings.		

TABLE 7. DRUGGISTS

Sections 30-a-30-g, Chapter 138, General Laws

Applications granted			195
Places licensed			182
Cancelled			13
Non-payment		10	
By the Board		3	
Rejected			2
Withdrawn			33
Transferred			3
Fees collected (gross)		\$39,000	
Cancelled	10 @ \$200.	2,000	
Net fees collected		\$37,000	
The fee fixed by the Board was \$200.			

TABLE 8. DENATURED ALCOHOL (TO SELL ANYWHERE IN THE COMMONWEALTH)

Applications filed	150
Applications granted	146
Cancelled for non-payment of fee	19
Withdrawn	4
Fees collected	\$127
The statute fixed the fee at \$1.	

Miscellaneous Licenses

TABLE 9. COMMON VICTUALERS

Applications granted	2,692
Places licensed	2,379
Cancelled	307
Surrendered	191
Non-payment of fee	116
Rejected	164
Revoked	6
Transferred	91
Withdrawn	12
Fees collected	\$12,833.23

4 (1935) licenses paid @ \$3.33; 5 (1935) licenses unpaid.

(Of the licenses granted, 26 were for dining cars, 25 of which are in actual operation.)

The fee fixed by statute is not to exceed \$5.

TABLE 10. INNHOLDERS

Applications granted	.	.	.	.	.	.	.	.	.	64
Places licensed	.	.	.	.	.	.	.	.	.	56
Cancelled:	.	.	.	.	.	.	.	.	.	8
Surrendered	.	.	.	.	.	.	.	.	6	
Non-payment of fee	.	.	.	.	.	.	.	.	2	
Rejected	.	.	.	.	.	.	.	.	.	1
Fees collected	.	.	.	.	.	.	.	.	\$310	

The fee fixed by statute not to exceed \$5.

TABLE 11. CLUB VICTUALERS (WITHOUT ALCOHOLIC BEVERAGES)

Applications granted	.	.	.	.	.	.	.	.	.	6
Places licensed	.	.	.	.	.	.	.	.	.	5
Cancelled:	.	.	.	.	.	.	.	.	.	1
Surrendered	.	.	.	.	.	.	.	.	1	
Rejected	.	.	.	.	.	.	.	.	.	1
Fees collected	.	.	.	.	.	.	.	.	\$30	

The fee fixed by statute not to exceed \$5.

TABLE 12. LODGING HOUSES

Applications granted	.	.	.	.	.	.	.	.	.	2,884
Places licensed	.	.	.	.	.	.	.	.	.	2,695
Cancelled:	.	.	.	.	.	.	.	.	.	184
Surrendered	.	.	.	.	.	.	.	.	121	
Non-payment of fee	.	.	.	.	.	.	.	.	63	
Rejected	.	.	.	.	.	.	.	.	.	23
Revoked	.	.	.	.	.	.	.	.	.	5
Transferred	.	.	.	.	.	.	.	.	.	57
Fees collected	.	.	.	.	.	.	.	.	\$5,632	
5 licenses unpaid										

The fee established by the City is \$2.

TABLE 13. SUNDAY SALE OF ICE CREAM, CONFECTIONERY, SODA WATER. FRUIT.

Applications granted	.	.	.	.	.	.	.	.	.	2,044
Places licensed	.	.	.	.	.	.	.	.	.	1,844
Cancelled:	.	.	.	.	.	.	.	.	.	193
Surrendered	.	.	.	.	.	.	.	.	114	
Non-payment of fee	.	.	.	.	.	.	.	.	79	
Rejected	.	.	.	.	.	.	.	.	.	24
Revoked	.	.	.	.	.	.	.	.	.	7
Transferred	.	.	.	.	.	.	.	.	.	45
Withdrawn	.	.	.	.	.	.	.	.	.	45
Fees collected *	.	.	.	.	.	.	.	.	\$9,835	

*Note: Includes \$10. on two unpaid licenses of 1934.

The fee is established by law at \$5.

TABLE 14. RETAIL VENDORS OF SOFT DRINKS

Application granted	.	.	.	.	.	.	.	.	.	1,916
Places licensed	.	.	.	.	.	.	.	.	.	1,728
Cancelled:	.	.	.	.	.	.	.	.	.	181
Surrendered	.	.	.	.	.	.	.	.	105	
Non-payment of fee	.	.	.	.	.	.	.	.	76	
Rejected	.	.	.	.	.	.	.	.	.	17
Revoked	.	.	.	.	.	.	.	.	.	7
Transferred	.	.	.	.	.	.	.	.	.	44
Withdrawn	.	.	.	.	.	.	.	.	.	34
Fees collected *	.	.	.	.	.	.	.	.	\$1,841	

*Note: Includes \$1 on unpaid license of 1934.

The fee is established by law, not to exceed \$1.

TABLE 15. INTELLIGENCE OFFICES

Applications granted	.	.	.	.	.	.	.	.	.	112
Places licensed	.	.	.	.	.	.	.	.	.	102
Cancelled:	.	.	.	.	.	.	.	.	.	5
Non-payment C-1	.	.	.	.	.	.	.	.	3	
C-2	.	.	.	.	.	.	.	.	2	
Withdrawn	.	.	.	.	.	.	.	.	.	3
Of Applications Granted	.	.	.	.	Class 1	56	@	\$50	\$2,800	
					Class 2	41	@	25	1,025	
					Class 3	15	@	2	30	
Fees collected (gross)	.	.	.	.	.	.	.	.	.	\$3,855
Of Applications Cancelled	.	.	.	.	Class 1	3	@	\$50	\$ 150	
					Class 2	2	@	25	50	
										200
Net fees collected	.	.	.	.	.	.	.	.	.	\$3,655

5 licensed premises held two classes of licenses.

The fees established by the Board are \$50 for a first-class license, \$25 for a second-class license, and \$2 for a free employment office license.

TABLE 16. BILLIARD, POOL, AND BOWLING ALLEYS

Applications granted	.	.	.	.	.	.	.	.	.	238
Public places	.	.	.	.	.	.	.	.	.	193
Club places	.	.	.	.	.	.	.	.	.	24
Cancelled	.	.	.	.	.	.	.	.	.	13
For non-payment	.	.	.	.	.	.	.	.	3	
By the Board	.	.	.	.	.	.	.	.	10	
Rejected	.	.	.	.	.	.	.	.	.	8
Transferred (1 Club)	.	.	.	.	.	.	.	.	.	7
Revocations	.	.	.	.	.	.	.	.	.	1
Rejected transfers	.	.	.	.	.	.	.	.	.	1
Additional	.	.	.	.	.	.	.	.	.	7
Withdrawn	.	.	.	.	.	.	.	.	.	7
		<i>Billiards</i>		<i>Pool</i>		<i>Bowling Alleys</i>				
Of Applications Granted		182		771		661		\$8,070		
Of Applications Cancelled		2		4				30		
Fees collected (net)										\$8,040

The fee established by the Board is \$5 for each table and bowling alley.

TABLE 17. MERRY-GO-ROUNDS, ETC.

Applications granted	3
Places licensed	6
Rejected	6
Fees collected	\$165

The fee established by the Board is \$5 each day for each machine.

TABLE 18. ROLLER SKATING RINKS

Applications granted	3
Places licensed	3
Fees collected	\$75

The fee established by the Board is \$25.

TABLE 19. PICNIC GROVES

Applications granted	5
Places licensed	5
Rejected	1
Fees collected	\$25

The fee established by the Board is \$5.

TABLE 20. FIREARMS

Applications granted	11
Places licensed	11
Fees collected	\$55

The fee established by the Board is \$5.

TABLE 21. ENTERTAINMENT

Applications granted	1,144
Innholders	39
Common Victualers	1,074
Clubs	30
Soft Drinks	1
Cancelled	47
Surrendered Innholders	5
Common victualers	42
Rejected	75
Common victualer	
Revoked	4
Common victualers	2
Club	1
Soft drinks	1
Places in operation	1,094
Fees collected	\$5

Under Chapter 299, Acts of 1926, no fee is collectible from persons having an innholder or common victualer license.

TABLE 22. MISCELLANEOUS RECEIPTS

Sale of Lists of Liquor Licenses	\$231.00
Certification of Alcoholic Licenses	41.80
Sale of old desk	10.09

\$282.80

Total amount received and paid in the treasury on account of miscellaneous licenses and receipts \$42,784.03

TABLE 23. HOLDERS OF MISCELLANEOUS LICENSES
Arranged According to Nativity

	Lodging Houses	Common Victualers	Inn- holders	Retail Vendors of Soft Drinks	Fruit, Ice Cream, etc.	Fire- arms
Albanian	7	55	—	46	56	—
American	1,214	1,413	47	513	522	4
Arabian	—	3	—	—	—	—
Armenian	8	44	—	125	132	—
Austrian	16	20	—	11	10	—
Belgian	5	—	—	1	2	—
Bohemian	—	1	—	—	—	—
Canadian	621	100	2	43	41	—
Chinese	—	19	—	—	—	—
Cuban	—	—	—	—	—	—
Czecho Slav	4	—	—	—	—	—
Danish	4	1	—	—	—	—
Dutch	3	1	—	2	2	—
Egyptian	—	—	—	1	1	—
English	80	24	—	29	25	2
Finlander	6	1	—	—	—	—
French	17	8	4	5	5	—
German	30	47	1	8	7	—
Grecian	26	340	2	90	102	—
Hungarian	1	1	—	—	—	—
Irish	453	209	—	71	89	—
Italian	22	281	8	340	331	3
Japanese	1	1	—	—	—	—
Jugo Slav	—	—	—	—	1	—
Latvian	—	2	—	3	5	—
Lithuanian	5	30	—	51	53	—
Mexican	—	—	—	—	—	—
Norwegian	5	4	—	—	1	—
Polish	55	40	—	54	64	—
Portuguese	14	10	—	8	5	—
Roumanian	—	—	—	3	6	—
Russian	23	329	9	356	417	2
Scotch	41	28	—	6	6	—
Serbian	—	1	—	—	—	—
S. American	—	1	—	—	1	—
Spanish	3	7	—	—	—	—
Swedish	69	21	—	2	2	—
Swiss	4	—	—	1	1	—
Syrian	132	28	—	69	74	—
Turkish	1	12	—	26	31	—
Ukrainian	—	—	—	—	—	—
Welsh	—	—	—	—	—	—
West Indian	20	3	—	2	2	—
	2,890	3,085	73	1,866	1,994	11

TABLE 24. EXPENDITURES FROM DECEMBER 1, 1934 TO DECEMBER 1, 1935

Personal Service

Commissioners, Secretary, and Permanent Employees . . . \$33,967.62

Services other than Personal

Printing and binding \$ 84.50
 Transportation of persons 13.15
 Light 453.36
 Rental 4,524.00
 Communication 398.38
 Cleaning 9.50
 Investigation, etc. 1,275.95
 General plant repair 184.20

Equipment

Office 435.76
 Library 37.50

Supplies

Office 2,393.79
 Food and ice 93.40
 Laundry, cleaning, etc. 21.90
 Miscellaneous supplies 23.30

\$43,916.31

No Federal legislation bearing on the work of the Board was enacted during the fiscal year.

Considerable State legislation was enacted, largely of a perfecting or clarifying nature but new legislation made several definite changes affecting the work of the Board and the rights and obligations of licensees.

By Chapter 253, Acts of 1935, the previous requirement that alcoholic beverages could only be served to patrons when seated was done away with and the matter of stools at bar or counter made optional with the licensee but with the provision that on Sundays all patrons and women patrons at all times must be seated when served alcoholic beverages. Upon the passage of this act, many licensees removed the stools from bars or counters, but the demands of customers soon brought them back again and they are now to be found in most restaurants and taverns.

By Chapter 440, Acts of 1935, Section 7, local licensing authorities are given discretion on applications for alcoholic beverage restaurant licenses to grant such licenses for either all days of the week or for six days only, with the provision that the license fee for a seven-day license should not be more than 25% greater than for a six-day license. After the passage of this act, the Board established new license fees for six-day restaurants closing at midnight and those closing at one A.M. Before the passage of this act, the Board granted some restaurant licenses for six days only, in some cases because of the objection of the representatives of churches and others to a seven-day license and in others because there was apparently very little food business on Sunday.

Section 13 of said Chapter 440 established a new requirement in regard to the advertising of applications and all applications for the sale of alcoholic beverages whether original or renewal must now be advertised once. The Board made a rule that this advertising must be done in some daily newspaper and in all the editions of the day.

By Section 23, licensing authorities are empowered to order a refund of a license fee paid in the event of an error in the kind of license issued or if the applicant has withdrawn his application before the license is issued or after a license has been issued if the licensing authorities are satisfied that no right power or privilege has been exercised under the license. This section also allows a transfer of a license by the holder from one location to another upon the same conditions as regards advertising and approval as if it were an original application.

It also permits a license held by an individual, partnership or corporation to be transferred to a qualified corporation if the parties interested in the business retain substantially the same interest in the business after the transfer. Since this act was passed a substantial number of individuals and partnerships have incorporated and have transferred the license held by them to the corporation.

It appears to be the intent of this permissive amendment as also the statement concerning transfers contained in the first sentence of Section 23 of Chapter 138 of the General Laws as amended that the transfer of an alcoholic beverage license from one licensee to another is forbidden but apparently there is nothing to prevent the stockholders of a corporation licensee from selling all their stock to an entirely new stockholder or stockholders and thus bring about a practical transfer of the license to new parties in interest.

By Section 26 of said Chapter, the hours for the sale of alcoholic beverages without a prescription by a licensed druggist are made to conform to the hours of a package store, 8 A.M. to 11 P.M.

Section 32 of said Chapter makes possession on licensed premises of any alcoholic beverage or alcohol not authorized to be sold or used under the terms of the license prima facie evidence of intent to sell unlawfully.

Section 33 adds alcohol to alcoholic beverages which cannot be sold or served by any person not a citizen.

Section 34 provides a penalty for a licensee who employs a person under 21 years of age in the direct handling or selling or who sells to any person under 21 years of age any alcoholic beverage or alcohol.

These three sections are substantially the same as heretofore except for the addition of alcohol.

Section 35 is a substantial re-enactment of Chapter 146 of the current year which was entirely new and provides a penalty for a minor who falsely states his age in order to procure a sale or delivery of alcoholic beverages or alcohol and a similar penalty for whoever knowingly falsely states the age of a minor in order to procure a sale or delivery to a minor or whoever induces a minor to falsely state his age for this purpose.

By Section 76 of Chapter 138 of the General Laws as amended, licensing authorities were given the right to grant licenses for the sale of denatured alcohol but by Section 43 of said Chapter 440, said Section 76 was stricken out and the new section inserted in place of the former makes no mention of denatured alcohol. Consequently there is apparently now no provision for licensing the sale of denatured alcohol.

Chapter 468 of the Acts of 1935, Section 1 is substantially a re-statement and re-enactment of Section 12 of Chapter 138 of the General Laws as amended by earlier acts of the current year with the new feature that except on Saturday night one o'clock A.M. is now the legal limit for the sale of alcoholic beverages by Hotels, Restaurants, and Clubs instead of two o'clock A.M. as theretofore.

This change of legal hour makes no practical difference in Boston because the Licensing Board with the advent of repeal established one o'clock A.M. as the limit for such sales.

There are several matters that might well be made more clear by additional legislation. A tavern keeper is allowed to sell food the same as a restaurant and if he does so should have a common victualer license. This license practically requires him to sell food to all customers but under the alcoholic beverage law no woman may be a patron of a tavern. This conflict of laws has thus far caused no trouble in Boston, but the inconsistency should be removed.

If it was the intention of the legislature to definitely forbid the transfer to a new owner of an alcoholic beverage license during its term, more definite legislation is required where the license is held by a corporation.

There is reason for and there is a difference of opinion as to the rights intended to be conferred on public officers, receivers, trustees, assignees for the benefit of creditors, mortgagees, and pledgees by Section 2 of Chapter 138 of the General Laws as amended. Did the Legislature intend that these parties or any of them should be permitted to carry on the business of a restaurant or tavern, or whatever the business may be, under the license held by the former owner of the business, or did the Legislature intend to authorize the sale in bulk of the alcoholic beverages belonging to the debtor the same as other personal property of the debtor would naturally be sold?

Before prohibition there was a statute fixing the minimum distance from a public school at which an alcoholic beverage license might be granted, but contrary to the usual impression there was no restriction in regard to churches or playgrounds.

In the opinion of the Board not all types of licensed places are equally objectionable, but the distance and situation of any proposed licensed premises with reference to schools, churches, and playgrounds should be taken into consideration in the granting of licenses. Acting on this principle the Board has rejected several applications because of the nearness of the proposed location to schools, churches, or playgrounds, and in its opinion there might well be reasonable legislation concerning the matter.

WORK OF THE BOARD

The details of the work appear in the tables.

LICENSE FEES

As the time for fixing alcoholic beverage license fees for 1935 approached, representatives of all classes of licensees appeared before the Board and requested reductions.

Several hearings were held and after consultation with his Honor the Mayor, a reduction of the fees for package goods stores and drug stores was granted.

One new license was established, a six-day restaurant license.

The alcoholic beverage license fees fixed by the Board for 1935 were as follows:

Package Store licenses, all alcoholic	\$1,200
Package Store licenses, malt and wine	600
Package Store licenses, malt only	300
Innholders, all alcoholic	2,000
Innholders, malt and wine	750
Innholders, malt only	400
Common victualers:	
7 days, all alcoholic	1,200
7 days, malt and wine	500
7 days, malt only	400
6 days, close midnight, all alcoholic	1,000
6 days, close midnight, malt and wine	400
6 days, close midnight, malt only	300
Clubs, all alcoholic	600
Clubs, malt and wine	400
Clubs, malt only	300
Taverns, all alcoholic	750
Taverns, malt and wine	300
Taverns, malt only	200
Drug licenses	200

There was no change in miscellaneous license fees.

The Board has drafted and distributed to licensees during the year several circulars calling attention to various matters required by law, by the conditions of a license, the regulations of the Board, and the rules of the Alcoholic Beverages Control Commission, but has made few new regulations.

From information received, the Board became of the opinion that the sale of malt beverages by the pitcher was not wise and by a regulation adopted in April forbade further sale in that manner. Most licensees complied but a few sought to evade by selling six 5c drinks or three 10c drinks for a quarter. This practice was probably contrary to law and was as a practical matter against the preceding rule of the Board and the Board on October 10th notified all licensees that the sale of more than one drink at one time to one customer was contrary to the wishes of the Board.

Various forms of gambling appear to be regarded with more favor than at some periods, but the Board is still, as for many years, of the opinion that devices affording the opportunity or the temptation to gamble whether or not gambling devices per se have no proper place on licensed premises. The presence of these devices on licensed premises was forbidden by the Board years ago but every little while a new crop appears said by the promoters to be different and not within the prohibition and some licensees are doubtless deceived and some probably take a chance. Last spring a new and attractive type of machine appeared which was so skillfully promoted that many were in use before authorities were aware. The Board considered the matter of sufficient importance to get out and distribute through the Police to licensees a new circular calling attention to the various forms of gambling forbidden by the law and saying that "The Board is of the opinion that slot machines or any other devices which furnish anything beside merchandise of a quantity and quality commensurate with the price deposited, or a machine which gives prizes, or a machine which may be used for gambling, are gambling devices within the meaning of the law,

and the use on licensed premises of any such machines or devices is forbidden by the Board. Do not rely on the statements of agents of these machines or devices. Consult your attorney or the Licensing Board."

There continues to be a great call for entertainment in connection with the consumption of food and beverages. Radio is permitted on all licensed premises and is practically the only entertainment allowed in a tavern. Instrumental and vocal music are wanted in the majority of restaurants and dancing in many, and some or all of these are allowed on premises that appear to be suitable and when not likely to cause disorder or become a nuisance.

No dancing is allowed on Sunday or after midnight Sunday night except that on two or three special charitable occasions, dancing has been allowed after 12-1 A.M. Monday morning.

A new type of entertainment for all licensed premises appeared last summer called Ticker News Service. One company proposed to give among other things racing news before and during the progress of each race so that betting could be done. This company was informed that this kind of news would not be allowed by the Board and it abandoned the field. The other company gave general news with racing results after a race closed. This service was much like that given by radio and was permitted by the Board, but with all racing news eliminated. Many applications for this form of entertainment were received but it did not prove to be popular.

The police are by law the agents of the Board to investigate and report on applications for all kinds of licenses, and to report on the conduct of licensees and conditions on licensed premises. The Alcoholic Beverages Control Commission also gives valuable information and cooperation.

Complaints are received by the Board from the Police and from individuals and organizations against all types of licensees and from the inspectors of the Alcoholic Beverages Control Commission against liquor licensees, and the Board is ready to receive information at any time from any source of the illegal or improper conduct of any licensee or as to the desirability of granting or refusing any license.

The sale of alcoholic beverages is legal and is now a part of our social and economic life, but the number of licenses to be granted, within the limits prescribed by law, the type of license most suitable, the location and suitability of the premises and the number needed or desirable in a particular district, are matters of judgment by the Board, and on appeal, by the Alcoholic Beverages Control Commission. Every citizen and every organization interested has a right to be heard and the Board welcomes information that may assist it to act wisely.

Drug store licenses are not subject to approval by and there is no right of appeal to the Alcoholic Beverages Control Commission. All other alcoholic beverage licenses are subject to approval by the Commission, but practically all licenses thus far granted by the Board have been approved by the Commission. All decisions by Licensing Boards concerning the granting or refusing of alcoholic beverage licenses, except as to whether restaurant licenses shall be granted for all days in the week or for six days only, and all decisions in matters of discipline may be appealed to the Commission.

In deciding appeals on their merits, the terms used by the Commission are "appeal sustained" and "appeal denied."

A decision "appeal sustained" means that the Board is overruled and if the appeal was from the refusal of the Board to grant a license, the Commission orders the Board to grant the license.

A decision "appeal denied" means that the action of the Board is upheld by the Commission and the party that appealed gains nothing by his appeal.

During the year there were 152 appeals from the action of the Board to the Commission; 45 of these appeals were disposed of by withdrawal or in some other way not involving an actual hearing by the Commission.

Of the 107 appeals heard, the Commission sustained 45 and denied 62.

Seven appeals were disciplinary and of these 1 was sustained and 6 denied. Seventy-nine appeals were from the refusal of the Board to grant restaurant or tavern licenses and of these 37 were sustained and 42 denied.

Of 12 appeals from the refusal of the Board to grant package store licenses, 5 were sustained and 7 denied.

Three club applications were rejected by the Board and on appeal 2 were sustained and 1 denied.

One seasonal application refused by the Board was denied by the Commission on appeal.

Two appeals from changes by the Board of the type of license held by a licensee were denied by the Commission.

In the matter of 2 package licenses and 1 restaurant license granted by the Board, citizens appealed to the Commission to refuse approval. These three appeals were denied and the granting of the licenses approved.

The number of complaints with reference to miscellaneous licenses, which term includes all licenses except those connected with the sale of alcoholic beverages, runs along about the same year after year, and is substantial but not large in proportion to the number of licenses. Complaints against alcoholic beverage licensees have also been few in comparison with the number.

Many hearings have been held in connection with alcoholic beverage licenses, but a large proportion of these hearings have been with reference to the granting of a license or the type of license to be granted, transfers to new locations, changes from one type of license to another, changes of hours, the granting and changing of entertainment permits, and other matters of a more minor nature.

In the granting of licenses, the Board cooperates with the Building Department, the Health Department, the Park Department and the School Department of the City and its relations with these departments, the Police Department and the Alcoholic Beverages Control Commission are harmonious.

It desires to express its appreciation of the faithful service of its secretary and employees, with regret that the service has required much overtime work on the part of some.

Respectfully submitted,

D. T. MONTAGUE,
EDWIN D. GALLAGHER,
MARY E. DRISCOLL,

Licensing Board for the City of Boston.



The Commonwealth of Massachusetts

31st

ANNUAL REPORT

OF THE

Mass: LICENSING BOARD

FOR THE

CITY OF BOSTON

FOR THE

YEAR ENDING NOVEMBER 30

1936



1937

ANNUAL REPORT

of the

LICENSING BOARD FOR THE CITY OF BOSTON

December 1, 1936

TO HIS EXCELLENCY JAMES M. CURLEY, *Governor of the Commonwealth of Massachusetts:*

Sir:—The Licensing Board for the City of Boston respectfully submits its thirty-first annual report covering the year ending November 30, 1936.

PERSONNEL OF THE BOARD

David T. Montague, Chairman, Edwin D. Gallagher, and Mary E. Driscoll, constitute the Board.

FINANCIAL

Receipts and Disbursements for the year ending November 30, 1936.

Alcoholic Beverages Licenses	\$1,403,565.85
Miscellaneous licenses	42,019.50
Miscellaneous receipts	133.70
	<hr/>
	\$1,445,719.05
Expenses of the Board, salaries, light, rent, etc.	47,599.68
	<hr/>
Excess receipts over expenditures	\$1,398,119.37

LICENSES GRANTED BY THE BOARD

Alcoholic beverages	1,927
Retail druggists	212
Innholders and Common Victualers	2,632
Club victualers	6
Entertainment as required by Chapter 299, Acts of 1926	1,203
Lodging houses	2,978
Sunday sale of ice cream, confectionery, soda water or fruit	2,055
Soft drinks	1,908
Billiard tables, pool tables and bowling alleys	231
Intelligence Offices	112
Sale of firearms	12
Ferris wheels, etc.	7
Picnic groves	5
Roller skating rinks	3
	<hr/>
	13,291

Total number of applications acted upon during the year:

Granted, 13,291 Rejected, 555 Total, 13,846

Formal Hearings, Alcoholic Beverages Applications and Licenses	655
Formal Hearings, Miscellaneous Licenses	361
	<hr/>
Total Hearings	1,016

The details of the work appear in the tables.

Chapter 138 of the General Laws, as amended, governs the issuing of alcoholic beverage licenses.

Section 12 of said Chapter 138 provides for the issuing of all licenses for alcoholic beverages to be drunk on the premises. This includes innholders, restaurants,

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1936

taverns, and clubs, and the number of all alcoholic licenses issued under this Section is limited to 1,000.

817 were in operation November 30, 1936.

There is no limitation on the number of malt and wine and malt licenses that may be issued under this Section.

Section 15 of said Chapter 138 provides for the issuing of all licenses for alcoholic beverages not to be drunk on the premises except licenses issued to druggists.— This means package stores, and the number of all alcoholic licenses that may be issued under this Section was, at the beginning of the fiscal year, 350, and, by statute taking effect July 26, 303.—305 were in operation November 30, 1936, this number having been issued before the statute was passed.

There is no limitation on the number of malt and wine and malt licenses that may be issued under this Section.

Section 30-a of said Chapter 138 provides for the issuing of licenses to druggists for the sale of all alcoholic beverages not to be drunk on the premises and subject to certain restrictions not applicable to regular package stores.

210 were in operation November 30, 1936.

There is no limitation on the number of licenses that may be issued under this Section.

The number of alcoholic beverage licenses of all kinds issued and in operation November 30, 1936, is as follows:

Innholders, all alcoholic	.	.	.	.	.	36	
Common victualers, all alcoholic	.	.	.	.	.	431	
7 days 339							
6 days 92							
Taverns, all alcoholic	.	.	.	.	.	286	
Clubs, all alcoholic	.	.	.	.	.	64	
						<hr/>	817
Package stores, all alcoholic	.	.	.	.	.	305	305
						<hr/>	
Common victualers, malt and wine	.	.	.	.	.	61	
7 days 51							
6 days 10							
Taverns, malt and wine	.	.	.	.	.	2	
Clubs, malt and wine	.	.	.	.	.	1	
						<hr/>	64
Package stores, malt and wine	.	.	.	.	.	5	5
Common victualers, malt	.	.	.	.	.	270	
7 days 204							
6 days 66							
Taverns, malt	.	.	.	.	.	16	
Clubs, malt	.	.	.	.	.	4	
						<hr/>	290
Package stores, malt	.	.	.	.	.	51	51
Druggists	.	.	.	.	.	210	210
						<hr/>	
Grand Total	.	.	.	.	.		1,742

ALCOHOLIC BEVERAGES, HEARINGS ON COMPLAINTS

Kind of License	Number of Licenses	Action Taken
Innholders	7	Placed on file, warned
Innholders	3	Dismissed
Common victualers	3	Revoked
Common victualers	4	Revoked, but sentence suspended
Common victualers	4	Cancelled
Common victualers	3	Restrictions imposed
Common victualers	2	Suspended 2 days
Common victualers	1	Suspended 2 weeks
Common victualers	16	Suspended indefinitely
Common victualers	2	Suspension lifted
Common victualers	24	Placed on file, warned
Common victualers	7	Dismissed
Common victualers	42	License changed
Common victualers	56	Granted after hearing
Common victualers	68	Rejected after hearing
Common victualers	4	Transfer granted
Common victualers	3	Transfer rejected
Common victualers	87	No change
Common victualers	7	Miscellaneous—no action necessary
Tavern	1	Revoked
Tavern	1	Cancelled
Tavern	3	Suspended indefinitely
Tavern	8	License changed
Tavern	8	Placed on file, warned
Tavern	7	Granted after hearing
Tavern	23	Rejected after hearing
Tavern	5	Transfer granted
Tavern	2	Transfer rejected
Tavern	1	Withdrawn
Tavern	2	Miscellaneous—no action necessary
Tavern	16	No change
Retail bottle stores	1	Revoked, but sentence suspended
Retail bottle stores	3	Cancelled
Retail bottle stores	2	Placed on file, warned
Retail bottle stores	1	Suspended 1 day
Retail bottle stores	1	Suspension lifted
Retail bottle stores	12	Granted after hearing
Retail bottle stores	17	Rejected after hearing
Retail bottle stores	3	Transfer granted
Retail bottle stores	3	Transfer rejected after hearing
Retail bottle stores	1	Dismissed
Clubs	3	Revoked
Clubs	4	Placed on file, warned
Clubs	6	Suspended 10 days
Clubs	15	Suspended indefinitely
Clubs	7	Restrictions imposed
Clubs	5	Suspension lifted
Clubs	1	License changed
Clubs	2	Dismissed
Clubs	12	Granted after hearing
Clubs	4	Rejected after hearing
Clubs	1	Transfer granted
Clubs	1	Withdrawn
Clubs	1	No change
Clubs	1	Miscellaneous—no action necessary
Entertainment	1	Revoked
Entertainment	1	Revoked, but sentence suspended
Entertainment	1	Cancelled
Entertainment	2	Suspended 2 days
Entertainment	3	Suspended indefinitely
Entertainment	2	Suspension lifted
Entertainment	26	Placed on file, warned
Entertainment	3	Restrictions imposed
Entertainment	12	Granted after hearing
Entertainment	7	Rejected after hearing
Entertainment	3	Transfer rejected after hearing
Entertainment	1	Transfer granted after hearing
Entertainment	22	No change
Entertainment	2	Miscellaneous—no action necessary
Druggists	1	Revoked
Druggists	1	Revoked, but sentence suspended
Druggists	2	Suspended 3 days
Druggists	2	Suspended 1 week
Druggists	5	Suspended 2 weeks
Druggists	2	Suspended indefinitely
Druggists	9	Placed on file, warned
Druggists	3	Granted after hearing
Druggists	5	Rejected after hearing
Druggists	1	Transfer granted
Druggists without liquor	2	Placed on file, warned
Druggists without liquor	3	Suspended 1 week
Druggists without liquor	1	Suspended 2 weeks
Druggists without liquor	1	Suspended 1 month
Druggists without liquor	3	Suspended indefinitely
Druggists without liquor	1	Suspension removed after penalty

MISCELLANEOUS HEARINGS ON COMPLAINTS

Kind of License	Number of Licenses	Action Taken
Innholders	6	Placed on file, warned
Innholders	3	Dismissed
Common victualers	3	Revoked
Common victualers	1	Revoked, but sentence suspended
Common victualers	1	Suspended 2 days
Common victualers	3	Suspended indefinitely
Common victualers	1	Restrictions imposed
Common victualers	2	Suspension removed after penalty
Common victualers	25	Placed on file, warned
Common victualers	9	Granted after hearing
Common victualers	22	Rejected after hearing
Common victualers	1	Transfer granted
Common victualers	2	Transfer rejected
Common victualers	2	Miscellaneous—no action necessary
Club victuallers	1	Dismissed
Club victuallers	1	Miscellaneous—no action necessary
Lodging houses	9	Revoked
Lodging houses	7	Revoked, but sentence suspended
Lodging houses	4	Restrictions imposed
Lodging houses	16	Placed on file, warned
Lodging houses	58	Dismissed
Lodging houses	7	Granted after hearing
Lodging houses	2	Miscellaneous—no action necessary
Fruit, etc.	7	Revoked
Fruit, etc.	1	Cancelled after hearing
Fruit, etc.	2	Suspended 1 week
Fruit, etc.	1	Suspended indefinitely
Fruit, etc.	1	Suspended for balance of license year
Fruit, etc.	43	Placed on file, warned
Fruit, etc.	1	Dismissed
Fruit, etc.	16	Granted after hearing
Fruit, etc.	7	Rejected after hearing
Soft drinks	5	Revoked
Soft drinks	1	Suspended 1 week
Soft drinks	1	Suspended 2 weeks
Soft drinks	1	Suspended indefinitely
Soft drinks	1	Suspended for balance of license year
Soft drinks	39	Placed on file, warned
Soft drinks	1	Dismissed
Soft drinks	12	Granted after hearing
Soft drinks	6	Rejected after hearing
Soft drinks	1	Miscellaneous—no action necessary
Intelligence offices	1	Revoked
Intelligence offices	1	Revoked, but sentence suspended
Intelligence offices	1	Granted after hearing
Intelligence offices	1	Rejected after hearing
Intelligence offices	1	Transfer granted
Intelligence offices	1	Miscellaneous—no action necessary
Billiard, pool, etc.	1	Revoked, but sentence suspended
Billiard, pool, etc.	1	Suspended 2 days
Billiard, pool, etc.	4	Placed on file, warned
Billiard, pool, etc.	4	Dismissed
Billiard, pool, etc.	6	Granted after hearing
Billiard, pool, etc.	5	Rejected after hearing
Skating rinks	1	Granted after hearing

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RECAPITULATION

December 1, 1935 to December 1, 1936

Alcoholic Beverages	Miscellaneous
Cancelled	Cancelled
Revoked	Revoked
Revoked but sentence suspended	Revoked but sentence suspended
Suspended	Suspended
Suspension lifted	Suspension removed
Placed on file	Placed on file
Granted after hearing	Granted after hearing
Rejected after hearing	Rejected after hearing
Dismissed	Dismissed
Restrictions imposed	Restrictions imposed
License changed	Transfer granted
License remained unchanged	Transfer rejected
Transfer granted	Miscellaneous
Transfer rejected	
Withdrawn	
Miscellaneous	

655

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TABLE 1. INNOLDERS (ALCOHOLIC BEVERAGES)

Section 12, Chapter 138, General Laws

Applications filed		39
Applications granted		38
Applications withdrawn		1
Applications cancelled:		
For the Board	1	
Non-payment of fee	1	
Places licensed		36
Fees:		
38 @ \$2,000		\$76,000
UNPAID 1 @ 2,000		2,000
		<hr/>
Fees collected		\$74,000
The fees fixed by the Board are as follows:		
All alcoholic beverages		\$2,000
Malt and wine		750
Malt		400

TABLE 2. COMMON VICTUALERS (ALCOHOLIC BEVERAGES)

Section 12, Chapter 138, General Laws

Applications filed			883
Applications granted			820
All alcoholic	7 day	356	
	6 day	104	
Malt and wine	7 day	52	
	6 day	10	
Malt	7 day	221	
	6 day	77	
Changed from Taverns			30
Places licensed			761
All alcoholic	7 day	339	
	6 day	91	
Malt and wine	7 day	51	
	6 day	10	
Malt	7 day	204	
	6 day	66	
(3 of the seven day malt are dining cars)			
Cancelled			51
By the Board		16	
For the non-payment of fee		35	
Rejected			68
Revoked			2
Withdrawn			25
Changed to Taverns			7
Reconsidered and granted a Tavern			1
Transfers:			
Granted		31	
Rejected		14	

(Changes by the Board)

Common Victualer All Alcoholic to Tavern All Alcoholic		2
Common Victualer Malt to Tavern Malt		6
Tavern All Alcoholic to Common Victualer 7 day All Alcoholic		9
Tavern All Alcoholic to Common Victualer 6 day All Alcoholic		17
Tavern Malt and Wine to Common Victualer 6 day Malt and Wine		1
Tavern Malt to Common Victualer 7 day Malt		1
Tavern Malt to Common Victualer 6 day Malt		2
		<hr/>
		38

(Change of Class)

6 day All Alcoholic to 7 day All Alcoholic	42	
6 day All Alcoholic midnight to 6 day All Alcoholic 1 a.m.	4	
7 day Malt and wine to 7 day All Alcoholic	2	
7 day Malt to 6 day All Alcoholic	3	
6 day Malt and wine to 6 day All Alcoholic	1	
6 day Malt to 6 day All Alcoholic	4	
6 day Malt and wine to 7 day Malt and Wine	5	
6 day Malt and Wine midnight to 6 day Malt and Wine 1 a.m.	1	
6 day Malt to 7 day Malt	17	
6 day Malt midnight to 6 day Malt 1 a.m.	3	
	—	82

(Rejected Petitions)

Tavern All Alcoholic to 7 day All Alcoholic	10	
Tavern All Alcoholic to 6 day All Alcoholic	9	
7 day All Alcoholic midnight to 7 day All Alcoholic 1 a.m.	6	
6 day All Alcoholic to 7 day All Alcoholic	44	
6 day All Alcoholic midnight to 6 day All Alcoholic 1 a.m.	9	
7 day Malt and Wine to 7 day All Alcoholic	5	
7 day Malt to 7 day All Alcoholic	18	
6 day Malt and Wine to 7 day Malt and Wine	4	
7 day Malt and Wine to 7 day Malt*	1	
6 day Malt to 7 day Malt	4	
6 day Malt midnight to 6 day Malt 1 a.m.	2	
7 day Malt and Wine to Tavern All Alcoholic	3	
	—	115

*(This was previously granted but reconsidered and rejected) (at applicants request).

Appeals from the Decision of the Board to the Alcoholic Beverages Control Commission

	All Alcoholic	Malt and Wine	Malt
Sustained	10	1	2
Denied	7	1	3
Dismissed	3	1	2
Withdrawn	0	0	2
Revocation restored	1		
Fees payable:			
All Alcoholic 7 day	350 @	\$1,200.00	\$420,000.00
All Alcoholic 6 day 1 a.m.	22 @	1,100.00	24,200.00
All Alcoholic 6 day midnight	63 @	1,000.00	63,000.00
Malt and Wine 7 day	51 @	500.00	25,500.00
Malt and Wine 6 day 1 a.m.	2 @	450.00	900.00
Malt and Wine 6 day midnight	10 @	400.00	4,000.00
Malt 7 day	216 @	400.00	86,400.00
Malt 6 day 1 a.m.	8 @	375.00	3,000.00
Malt 6 day midnight	68 @	325.00	22,100.00

(Changed from Tavern)

All Alcoholic 7 day	9 @	450.00	4,050.00
All Alcoholic 6 day 1 a.m.	3 @	350.00	1,050.00
All Alcoholic 6 day midnight	14 @	250.00	3,500.00
Malt and Wine 6 day	1 @	100.00	100.00
Malt 7 day	1 @	200.00	200.00
Malt 6 day	2 @	125.00	250.00

Gross Fees	\$658,250.00
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Cancelled for non-payment:

All Alcoholic 7 day	12 @	\$1,200.00	\$14,400.00
All Alcoholic 6 day 1 a.m.	1 @	1,110.00	1,100.00
All Alcoholic 6 day midnight	5 @	1,000.00	5,000.00
Malt 7 day	11 @	400.00	4,400.00
Malt 6 day 1 a.m.	1 @	375.00	375.00
Malt 6 day midnight	4 @	325.00	1,300.00
Additional fee on change from Tavern	1 @	250.00	250.00
Changed to Tavern before payment of fee:			
All Alcoholic 6 day 1 a.m.	1 @	1,100.00	1,100.00
Malt and Wine 6 day midnight	1 @	400.00	400.00
Malt 6 day 1 a.m.	1 @	375.00	375.00
Malt 6 day midnight	1 @	325.00	325.00

Deductions			\$29,025.00
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Gross receipts	\$658,250.00
Deductions	29,025.00

Net fees collected	\$629,225.00
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The fees fixed by the Board were as follows:

All Alcoholic 7 day	\$1,200
All Alcoholic 6 day 1 a.m.	1,100
All Alcoholic 6 day midnight	1,000
Malt and Wine 7 day	500
Malt and Wine 6 day 1 a.m.	450
Malt and Wine 6 day midnight	400
Malt 7 day	400
Malt 6 day 1 a.m.	375
Malt 6 day midnight	325

TABLE 3. TAVERNS

Section 12, Chapter 138, General Laws

Applications filed		390
Applications granted		342
All Alcoholic	316	
Malt and Wine	3	
Malt	23	
Changed from Common Victualer		8
Places licensed		294
All Alcoholic	276	
Malt and Wine	2	
Malt	16	
Cancelled		16
By the Board	5	
For non-payment of fee	11	
Reconsidered and rejected		1
Changed to Common Victualers		30
Withdrawn		14
Rejected	51	
Reconsidered and granted	17	
	34	34
Revoked		1
Transfers:		
Granted	9	
Rejected	4	

(Changes by the Board)

Tavern All Alcoholic to Common Victualer All Alcoholic	26
Tavern Malt and Wine to Common Victualer Malt and Wine	1
Tavern Malt to Common Victualer Malt	3
Common Victualer All Alcoholic to Tavern All Alcoholic	2
Common Victualer Malt to Tavern Malt	6

(Rejected Petitions)

All Alcoholic Tavern to All Alcoholic Common Victualer	14
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(Change of Class)

Malt Tavern to Tavern All Alcoholic	4
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Appeals from the Decision of the Board to the Alcoholic Beverages Control Commission

	All Alcoholic	Malt and Wine	Malt	Transfer-All
Sustained	13	0	1	—
Denied	14	0	4	1
Dismissed	3	0	0	—
Withdrawn	4	1	1	—
	<u>34</u>	<u>1</u>	<u>6</u>	<u>1</u>

Fees payable:

All Alcoholic	316 @ \$750	\$237,000
Malt and Wine	3 @ 300	900
Malt	23 @ 200	4,600
	<u>342</u>	<u>\$242,500</u>

Cancelled for non-payment:

All Alcoholic	10 @ \$750	\$7,500
All Alcoholic, Change of Class	1 @ 550	550
		<u>\$8,050</u>

Changed to Common Victualer before Payment of fee:

All Alcoholic	3 @ \$750	\$2,250
Malt	3 @ 200	600
		<u>\$2,850</u>

Reconsidered and rejected before payment of fee:

Malt	1 @ \$200	\$200
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Changes with no payment of fee:

Malt	5 @ \$200	\$1,000
Gross receipts	\$242,500	
Deductions	12,100	
Net fees collected		<u>\$230,400</u>

The fees fixed by the Board were as follows:

All Alcoholic	\$750
Malt and Wine	300
Malt	200

Applications filed	.	.	.	.	.	.	.	77
Applications granted*	.	.	.	.	.	.	.	70
All Alcoholic	.	.	.	.	.	.	.	65
Malt and Wine	.	.	.	.	.	.	.	1
Malt	.	.	.	.	.	.	.	4
Cancelled, non-payment of fee								
All Alcoholic	.	.	.	.	.	.	.	1
Revoked**	.	.	.	.	.	.	.	1
Rejected	.	.	.	.	.	.	.	4
Withdrawn	.	.	.	.	.	.	.	3

All Alcoholic	.	.	.	.	2 @	\$1200	\$2,400
All Alcoholic	.	.	.	.	63 @	600	37,800
Malt and Wine	.	.	.	.	1 @	400	400
Malt . . . . .	.	.	.	.	4 @	300	1,200
							<hr/>
							\$41,800

All Alcoholic	1 @	\$600	\$600
Net fees collected			\$41,200

All Alcoholic (2 special cases)	\$1,200
All Alcoholic	600
Malt and Wine	400
Malt	300

****Note.**—2 revoked licenses ordered restored by A. B. C. Commission after hearing.

Applications filed	296
Applications granted	286
Applications rejected	10
Cancelled for non-payment	8
Places licensed	278
Fees collected	\$756
The fees fixed by the Board vary according to the number of people to be served.	
Licenses carried over from 1935	28
Fees collected for same	\$95
Total fees collected	\$851

Applications filed	11
Applications granted	10
Applications withdrawn	1
Cancelled for non-payment	1
Places licensed	9
Fees collected	\$1,289.85
The fees fixed by the Board vary according to the number of days to be used and the number of people present at the gatherings.	

TABLE 6. RETAIL PACKAGE GOODS STORES

Section 15, Chapter 138, General Laws

Applications filed						405
Places operating on November 30, 1936						359
All Alcoholic				305		
Malt and Wine				5		
Malt				49		
Applications granted						371
All Alcoholic				313		
Malt and Wine				5		
Malt				53		
Transfer granted, All Alcoholic						12
Rejected						35
Applications				27		
Transfers				7		
Reconsidered and rejected				1		
Withdrawn						7
Fees:						
All Alcoholic	313	@	\$1,200	\$375,600		
Malt and Wine	5	@	600	3,000		
Malt	53	@	300	15,900		
						\$394,500
Cancelled						10
Out of business Malt	3					
Non-payment of fee All Alcoholic	6		\$7,200			
Reconsidered and rejected All Alcoholic	1		1,200			
Not approved by A.B.C. Commission						
All Alcoholic	1		1,200			
Non-payment of fee Malt	1		300			
Deductions			\$9,900			
Gross receipts			\$394,500			
Deductions			9,900			
Net fees collected						\$384,600
The fees fixed by the Board were as follows:						
All Alcoholic			\$1,200			
Malt and Wine			600			
Malt			300			

TABLE 7. DRUGGISTS

Sections 30-a-30-g, Chapter 138, General Laws

Applications filed						218
Applications granted						212
Places licensed						206
Cancelled						4
Out of business					2	
Non-payment of fee					2	
Revoked						2
Rejected						6
Transferred						3
Fees collected (gross)					\$42,400	
Cancelled	2	@	\$200	400		
Net fees collected						\$42,000
The fee fixed by the Board was \$200.						

MISCELLANEOUS LICENSES

TABLE 8. INNHOLDERS

Granted		64
Places licenses		60
Cancelled		4
Surrendered	3	
Non-payment of fee	1	
Rejected		1
Transferred		1
Fees collected		\$315
The fee is fixed by statute not to exceed \$5.		

TABLE 9. COMMON VICTUALERS

Granted		2,568
Places licensed		2,338
Cancelled:		
Surrendered	123	
Non-payment of fee	90	
	<hr/>	
Revoked	17	213
	<hr/>	
Rejected		230
Transferred		161
Fees collected*		89
		\$12,375
The fee is fixed by statute not to exceed \$5.		

*Note.—3 licenses unpaid. Of the licenses granted 21 were for dining cars.

TABLE 10. CLUB VICTUALERS (WITHOUT ALCOHOLIC BEVERAGES)

Applications granted		6
Places licensed		5
Cancelled:		
Surrendered	1	
Fees collected		\$30
The fee is fixed by statute not to exceed \$5.		

TABLE 11. LODGING HOUSES

Granted		2,978
Places licensed		2,726
Cancelled:		
Surrendered	164	
Non-payment of fee	79	
	<hr/>	
Revoked	243	
	9	
	<hr/>	
Rejected		252
Transferred		28
Fees collected*		71
		\$5,790
The fee established by the City is \$2.		

*Note.—Includes 8 on unpaid licenses of 1935. 8 licenses of 1936 unpaid.

TABLE 12. SUNDAY SALE OF ICE CREAM, CONFECTIONERY, SODA WATER, FRUIT.

Applications granted	.	.	.	.	.	.	.	.	.	2,055
Places licensed	.	.	.	.	.	.	.	.	.	1,849
Cancelled:										
Surrendered	.	.	.	.	.	.	.	.	.	129
Non-payment of fee	.	.	.	.	.	.	.	.	.	70
										<hr/> 199
Revoked	.	.	.	.	.	.	.	.	.	7
										<hr/> 206
Rejected	.	.	.	.	.	.	.	.	.	27
Transferred	.	.	.	.	.	.	.	.	.	56
Transfers rejected	.	.	.	.	.	.	.	.	.	1
Withdrawn	.	.	.	.	.	.	.	.	.	54
Fees collected*	.	.	.	.	.	.	.	.	.	\$9,920

The fee is established by law at \$5.

*Note.—Includes \$5 on unpaid license of 1935. 2 licenses of 1936 unpaid.

TABLE 13. RETAIL VENDORS OF SOFT DRINKS

Applications granted	.	.	.	.	.	.	.	.	.	1,908
Places licensed	.	.	.	.	.	.	.	.	.	1,720
Cancelled:										
Surrendered	.	.	.	.	.	.	.	.	.	117
Non-payment of fee	.	.	.	.	.	.	.	.	.	66
										<hr/> 183
Revoked	.	.	.	.	.	.	.	.	.	5
										<hr/> 188
Rejected	.	.	.	.	.	.	.	.	.	24
Transferred	.	.	.	.	.	.	.	.	.	44
Transfers rejected	.	.	.	.	.	.	.	.	.	1
Withdrawn	.	.	.	.	.	.	.	.	.	50
Fees collected*	.	.	.	.	.	.	.	.	.	\$1,841

The fee is established by law at \$1.

*Note.—Includes \$1 on unpaid license of 1935; 2 licenses of 1936 unpaid.

TABLE 14. BILLIARD, POOL, AND BOWLING ALLEYS

Applications granted	.	.	.	.	.	.	.	.	.	231
Places licensed (Public)	.	.	.	.	.	.	.	.	.	198
Places licensed (Clubs)	.	.	.	.	.	.	.	.	.	23
Cancelled	.	.	.	.	.	.	.	.	.	7
By the Board	.	.	.	.	.	.	.	.	.	4
For non-payment of fee	.	.	.	.	.	.	.	.	.	3
Rejected	.	.	.	.	.	.	.	.	.	11
Transfer rejected	.	.	.	.	.	.	.	.	.	1
Additional	.	.	.	.	.	.	.	.	.	7
Withdrawn	.	.	.	.	.	.	.	.	.	8
						<i>Billiard</i>	<i>Pool</i>	<i>Bowling Alleys</i>		
Of the Applications Granted	.	.	.	.	.	159	732	676	\$7,835	
Of the Applications Cancelled (4)	.	.	.	.	.	1	13		70	
									<hr/>	
Net fees collected	.	.	.	.	.				\$7,765	

The fee established by the Board is \$5 for each table and bowling alley.

TABLE 15. INTELLIGENCE OFFICES

Applications granted	.	.	.	.	.	.	.	.	112
Places licensed	.	.	.	.	.	.	.	.	104
Cancelled for non-payment of fee	.	.	.	.	.	.	.	.	3
Class 1	.	.	.	.	.	.	.	1	
Class 2	.	.	.	.	.	.	.	1	
Class 3	.	.	.	.	.	.	.	1	
Revoked									
Class 1	.	.	.	.	.	.	.	.	1
Rejected	.	.	.	.	.	.	.	.	4
Class 2	.	.	.	.	.	.	.	3	
Class 3	.	.	.	.	.	.	.	1	
Transferred	.	.	.	.	.	.	.	.	3
Withdrawn	.	.	.	.	.	.	.	.	2
Of applications granted	.	.	.	.	.	.	.	.
					Class 1	55	@	\$50	\$2,750
					Class 2	38	@	25	950
					Class 3	19	@	2	38
Fees collected (gross)	.	.	.	.	.	.	.	.	\$3,738
Cancelled for non-payment	.	.	.	.	.	.	.	.
					Class 1	1	@	50	
					Class 2	1	@	25	
					Class 3	1	@	2	\$77

Fees collected (net) \$3,661

4 licensed places held two classes of licenses.

The fees established by the Board are \$50 for a first class license, \$25 for a second-class license and \$2 for a free employment office license.

TABLE 16. MERRY-GO-ROUNDS, ETC.

Applications granted	.	.	.	.	.	.	.	.	7
Places licensed	.	.	.	.	.	.	.	.	7
Withdrawn	.	.	.	.	.	.	.	.	3
Fees collected	.	.	.	.	.	.	.	.	\$167.50

The fee established by the Board is \$2.50 each day for each machine.

TABLE 17. ROLLER SKATING RINKS

Applications granted	.	.	.	.	.	.	.	.	3
Places licensed	.	.	.	.	.	.	.	.	3
Fees collected	.	.	.	.	.	.	.	.	\$75

The fee established by the Board is \$25.

TABLE 18. PICNIC GROVES

Applications granted	.	.	.	.	.	.	.	.	5
Places licensed	.	.	.	.	.	.	.	.	5
Fees collected	.	.	.	.	.	.	.	.	\$25

The fee established by the Board is \$5.

TABLE 19. FIREARMS

Applications granted	.	.	.	.	.	.	.	.	12
Places licensed	.	.	.	.	.	.	.	.	11
Cancelled:									
Non-payment of fee	.	.	.	.	.	.	.	.	1
Fees collected	.	.	.	.	.	.	.	.	\$55

The fee established by the Board is \$5.

TABLE 20. ENTERTAINMENT

Granted	.	.	.	.	.	.	.	.	.	1,203
Innholders	.	.	.	.	.	.	.	.	.	30
Common Victualers	.	.	.	.	.	.	.	.	.	1,142
Clubs	.	.	.	.	.	.	.	.	.	31
Places in operation	.	.	.	.	.	.	.	.	.	1,148
Cancelled	.	.	.	.	.	.	.	.	.	54
Innholder	.	.	.	.	.	.	.	.	.	1
Common Victualers	.	.	.	.	.	.	.	.	.	52
Clubs	.	.	.	.	.	.	.	.	.	1
Rejected	.	.	.	.	.	.	.	.	.	123
Innholder	.	.	.	.	.	.	.	.	.	1
Common Victualers	.	.	.	.	.	.	.	.	.	121
Clubs	.	.	.	.	.	.	.	.	.	1
Revoked	.	.	.	.	.	.	.	.	.
Club	.	.	.	.	.	.	.	.	.	1
Transferred	.	.	.	.	.	.	.	.	.
Common Victualers	.	.	.	.	.	.	.	.	.	42

Under Chapter 299, Acts of 1926, no fee is collectable from persons having an innholder, common victualer or club license.

TABLE 21. MISCELLANEOUS RECEIPTS

Sale of Lists of Liquor Licensees	.	.	.	.	.	.	\$88.00
Sale of Firearms Books	.	.	.	.	.	.	40.20
Certification of Lord's Day Licenses	.	.	.	.	.	.	5.50
							<hr/>
							\$133.70

TABLE 22. HOLDERS OF MISCELLANEOUS LICENSES

Arranged According to Nativity

	Inn- holders	Lodging Houses	Common Victualers	Club Victualers	Retail Vendors of Soft Drinks	Fruit, Ice Cream, etc.	Fire- arms
Albanian	—	4	36	—	56	69	—
American	53	1,355	1,263	4	531	569	6
Arabian	—	—	1	—	—	—	—
Armenian	—	10	27	—	121	124	—
Australian	—	—	—	—	1	1	—
Austrian	—	13	13	—	13	15	—
Belgian	—	5	1	—	—	—	—
Bohemian	—	—	1	—	—	—	—
Canadian	1	640	81	—	41	47	—
Chinese	—	—	18	—	—	—	—
Cuban	—	1	—	—	—	—	—
Czecho-Slav	—	4	—	—	—	—	—
Danish	—	2	1	—	—	—	—
Dutch	—	2	3	—	1	1	—
Egyptian	—	—	—	—	—	—	—
English	—	96	15	—	22	26	1
Filipino	—	1	—	—	—	—	—
Finlander	—	6	2	—	—	—	—
French	3	16	3	—	2	2	—
German	—	23	32	—	5	5	—
Grecian	1	25	299	—	88	110	—
Hungarian	—	2	4	—	—	—	—
Irish	2	441	196	—	75	93	—
Italian	6	33	255	—	318	350	3
Japanese	—	1	1	—	—	—	—
Jugo Slav	—	—	—	—	—	—	—
Latvian	—	—	1	—	2	4	—
Lithuanian	—	6	28	—	43	44	—
Mexican	—	—	—	—	—	—	—
Norwegian	—	5	11	—	—	—	—
Polish	—	56	44	—	60	58	—
Porto Rican	—	—	1	—	—	—	—
Portuguese	—	12	5	—	6	5	—
Roumanian	—	—	3	—	3	5	—
Russian	4	27	292	1	364	397	2
Scotch	—	39	8	—	7	6	—
Serbian	—	—	1	—	—	—	—
S. American	—	1	1	—	—	—	—
Spanish	1	3	6	—	—	—	—
Swedish	—	65	15	—	1	1	—
Swiss	—	2	1	—	—	—	—
Syrian	—	146	32	—	61	74	—
Turkish	—	2	8	—	24	29	—
Ukrainian	—	—	2	1	—	—	—
Welsh	—	2	—	—	—	—	—
West Indian	—	16	5	—	2	2	—
	71	3,062	2,716	6	1,847	2,037	12

TABLE 23. EXPENDITURES FROM DECEMBER 1, 1935 TO DECEMBER 1, 1936

Personal Service

Commissioners, Secretary and Permanent Employees . . . \$37,619.30

Services other than Personal

Printing and binding	157.40
Transportation of persons	10.80
Light	470.89
Rental	4,548.00
Communication	417.82
Cleaning	8.30
Investigation, etc.	1,898.45
Photographing and blueprinting	43.75
General plant repair	71.25

Equipment

Furniture and fittings	5.00
Office	60.55
Library	21.50

Supplies

Office	2,169.96
Food and ice	43.85
Laundry, cleaning, etc.	23.80
Miscellaneous supplies	21.36

Electrical 7.70

\$47,599.68

LEGISLATION

No Federal Legislation bearing on the work of the Board was enacted during the fiscal year.

Considerable State Legislation was enacted largely of a perfecting or clarifying nature, but new legislation made several definite changes affecting the work of the Board and the rights and obligations of licensees and others.

No perfecting statute is herein referred to unless it also changes existing law and no statute is referred to unless it applies practically to the City of Boston.

Chapter 169 of the Acts of 1936 transfers the granting of licenses for roller-skating rinks, carousals, inclined railways, ferris wheels, and outdoor exhibitions of fire fighting from the Board to His Honor, the Mayor.

Sales of alcoholic beverages, or alcohol, to persons under 21 years of age were forbidden by previous laws, but Chapter 171 of said Acts goes further and provides that whoever being a patron of an establishment licensed under Section 12 delivers or procures to be delivered in any public room or area of such establishment any alcoholic beverages or alcohol to or for the use of a person whom he knows or has reason to believe to be under 21 years of age, shall be subject to the same penalty as for a sale to a minor. Said Section 12 includes hotels, restaurants, taverns, and clubs.

By Chapter 180, October 12 is added to November 11 as a holiday to which the Lord's Day laws apply between the hours of 7.00 A.M. and 1.00 P.M.

Chapter 225 allows package stores to sell up to 11.30 P.M. the night before a holiday except when the holiday falls on Sunday or Monday and, also, allows them to sell and deliver between the hours of 1.00 and 6.00 P.M. on all holidays except May 30, Thanksgiving Day, and Christmas Day, or on the day following when May 30 or Christmas Day occurs on Sunday.

Chapter 245 makes a substantial change in the number of all alcoholic package licenses that may be granted in Boston.

The limit was 350.

There were 305 outstanding when this Act took effect.

This Act limits the number to 303 and further provides that no more original licenses may be granted until the number outstanding is reduced by revocation, cancellation, or failure of licensees to apply for renewals to less than 250, which number shall thereafter be the limit.

Chapter 368 made several changes in the law.

Section 1 provides that no advertising matter, screen, curtain, or other obstruction which in the opinion of the licensing authorities prevents a clear view of the interior of a restaurant shall be maintained in or on any window or door thereto.

Section 2 provides that no alcoholic beverages shall on Sundays be served to or drunk by any patron, guest, or member at a bar or counter in a hotel, restaurant, or club.

Section 3 is a perfecting amendment of the law forbidding the adulteration of alcoholic beverages with the additional provision that possession on licensed premises shall be *prima facie* evidence of violation of law.

Section 9 provides that a druggist alcoholic beverage license may be transferred from one registered pharmacist to another in the same store, if the licensing authorities are satisfied that the ownership interests in the store remain substantially the same.

Section 10 amends Section 31 as amended by Chapter 138 of the General Laws, as amended, by substituting a New Section 31.

Section 31 provided that no person except a citizen should be employed or permitted to sell, serve, or deliver any alcoholic beverage or alcohol anywhere.

New Section 31 reenacts the prohibition against employing or permitting and add that no person except a citizen shall sell, serve, or deliver, etc., but restricts the application of the prohibition to licensed premises.

Unless it was the intention of the Legislature to narrow the application of the statute, it would seem that another amendment is in order.

Section 12 adds a druggist holding a Certificate of Fitness to those holding a license or permit under Chapter 138, upon the conviction of which by a Court of the violation of any law relative to the business conducted under the license or permit, the Court is required to send notice of the conviction to the authorities granting the license or permit, and that this notice shall also be sent to the Alcoholic Beverages Control Commission.

Section 13 amends Section 57 of Chapter 138 of the General Laws as amended.

Section 57 permits licensing authorities or their agents and the Commission and its agents to inspect licensed premises and to be samplers of beverages or alcohol.

Section 13 gives the Commission and its agents the same right with reference to druggists holding a Certificate of Fitness from the Board of Pharmacy, but no alcoholic beverage license.

Section 13 also provides that if samples of beverages or alcohol are taken, a portion of the sample must be left with the licensee or his representative.

A common victualer is in general, except on Sunday, required to serve food to any "stranger or traveler" while a tavern-keeper, whether he holds a common victualer license or not, cannot serve a woman patron. Section 14 clears up the matter by providing that a common victualer license held by a tavern-keeper shall not permit or require him to admit a woman patron.

LICENSE FEES

Various alcoholic beverage licensees appeared before the Board and requested a reduction in their license fees for 1936, but the Board fixed the same fees for existing licenses as for 1935, with the exception of \$25 added to the six-day midnight malt restaurant license fee.

One new license was established, a six-day alcoholic beverage restaurant license with a closing hour of 1 A.M. except on Saturday, and license fees were fixed therefor.

The alcoholic beverage license fees fixed by the Board for the fiscal year 1936 were as follows:

Package Store Licenses:

All Alcoholic	\$1,200
Malt and Wine	600
Malt only	300

Innholders:

All Alcoholic	2,000
Malt and Wine	750
Malt only	400

Common Victualers, 7 days:

All Alcoholic	1,200
Malt and Wine	500
Malt only	400

Common Victualers, 6 days (Close at 1 A.M.):

All Alcoholic	1,100
Malt and Wine	450
Malt only	375

Common Victualers, 6 days (Close at Midnight):

All Alcoholic	1,000
Malt and Wine	400
Malt only	325

Clubs:

All Alcoholic	600
Malt and Wine	400
Malt only	300

Taverns

All Alcoholic	750
Malt and Wine	300
Malt only	200
Druggist:	200

Note.—No change was made in miscellaneous license fees.

The Board has drafted and distributed to licensees during the year several circulars calling attention to various matters required by law, by the conditions of a license, the regulations of the Board, and the rules of the Alcoholic Beverages Control Commission, but has made few new regulations.

When Chapter 368, forbidding the service of alcoholic beverages at a bar or counter on Sunday, became effective, some restaurant licensees began to place extra table equipment for use on Sunday, and, in some cases, in front of and close to the bar (when the establishment had a bar) and, also, resumed bar service of alcoholic beverages after midnight Sunday night.

The Board was and is of the opinion that both these practices were contrary to the spirit of the law, and, on August 15, 1936, issued a circular to that effect to licensees, and at the end of this circular requested:

1. "That licensees do not install or use any additional equipment in the form of tables or other devices on Sunday and do not change the location of their present equipment on Sunday without first securing permission from the Board, and no permission will be granted for such equipment to be placed nearer than five feet to any bar or counter, unless such bar or counter is screened from public view. Screens, if used, must be approved by the Board.
2. "That licensees do not serve any alcoholic beverages at bars or counters after midnight on Sunday nights."

The decision of the Board was made as a request rather than a regulation, but the Board has not heard of the refusal of any licensee to comply with either of these requests.

The law does not forbid the service of food at a bar or counter on Sunday, but the Board discourages such service.

On August 18, 1936, the Board issued a circular to alcoholic beverage licensees giving the days on which . . . and the hours during which . . . alcoholic beverages may be sold under each type of license, and showing the changes made by the Legislature in 1936 with reference to package stores and with reference to the observance of October 12th.

Soon after October 1st, the Board requested of the Police a special report of all licensees serving alcoholic beverages to be drunk on the premises with special reference to their food business on Sunday and, also, whether persons under the influence of liquor or minors were present on licensed premises.—This involved two or more visits on a Sunday or on different Sundays and at different hours.—The Board also supplemented these inspections by inspections of its own and by the testimony of various members of the Police force.—The presence of practically no minors and very few persons under the influence of liquor was reported, but the reports and other information tend to show that quite a number of alcoholic beverage restaurants do not do a substantial food business on Sunday.

The employment of minors in licensed places has been the subject of many inquiries both as regards general employment and employment as entertainers, and the Board made a digest of the laws governing their employment in licensed places, and, early in November, furnished the information in the form of a circular to all licensees and to the Police and other departments interested.

As the law forbids women patrons in taverns, it seems to the Board inconsistent, and, in many ways undesirable, that girls or women be employed as bar-maids or waitresses, or, in any other capacity in the main part of a tavern.

The Board, therefore, on November 25, 1936, adopted the following regulation: "No woman shall be employed to do any kind of work in any part of a tavern except in a kitchen".

With reference to the new Screen Law, Section 1 of Chapter 368 of the Acts of

1936, conditions vary so much that the Board has thus far made no general regulation concerning this matter and deals with individual cases as they arise.

The Police by law investigate and report on applications for all kinds of licenses, and on the conduct of licensees and conditions on licensed premises. The Alcoholic Beverages Control Commission also gives valuable information and co-operation.

Complaints are received by the Board from the Police and from individuals and organizations against all types of licensees and from the inspectors of the Alcoholic Beverages Control Commission against liquor licensees, and the Board is ready to receive information at any time from any source of the illegal or improper conduct of any licensee or as to the desirability of granting or refusing any license.

Complaints from private sources are referred to the police for investigation and the name of the person complaining or giving information is not disclosed without authority.

The number of licenses to be granted, within the limits prescribed by law, the type of license most suitable, the location and equipment of the premises, the number needed or desirable in a particular district, and all matters of discipline are, in the first instance, decided by the Board, but any applicant or licensee not satisfied with the decision of the Board may appeal to the Alcoholic Beverages Control Commission, and the Commission has the right to overrule the Board in practically all matters of appeal except as to whether restaurant licenses shall be granted for all days in the week or for six days only and the kind and character of entertainment.

Citizens also have a right of appeal to the Commission against the approval of a license granted by the Board.

All kinds of alcoholic beverage licenses, except those granted to drug stores, are also subject to approval by the Commission, but practically all licenses thus far granted by the Board have been approved by the Commission.

In deciding appeals on their merits, the terms used by the Commission are "appeal sustained" and "appeal denied".

A decision "appeal sustained" means that the Board is overruled and if the appeal was from the refusal of the Board to grant a license, the Commission orders the Board to grant the license, or it may order a license revoked or suspended by the Board to be restored to the licensee.

A decision "appeal denied" means that the action of the Board is upheld by the Commission and the party that appealed gains nothing by his appeal.

During the fiscal year, there were 109 appeals by licensees from the action of the Board to the Commission; 28 of these appeals were disposed of by withdrawal or in some other way not involving actual hearing by the Commission.

Of the 81 appeals heard, the Commission sustained 38 and denied 43.

The various applications rejected by the Board and appealed to the Commission were as follows:

<i>Applications</i>	<i>Sustained</i>	<i>Denied</i>
12 all alcoholic package	3	9
4 all alcoholic club	2	2
2 malt and wine restaurant	1	1
5 malt restaurant	2	3
5 all alcoholic restaurant	2	3
25 all alcoholic tavern	11	14
4 malt tavern	0	4

One of the all alcoholic tavern applications was sustained in part only, a malt tavern license being ordered by the Commission.

Seven applicants for all alcoholic restaurant licenses were granted malt restaurant licenses by the Board, and on appeal *5 appeals were sustained* and *2 denied*.

Three applicants for all alcoholic tavern licenses were granted malt tavern licenses by the Board, and on appeal *all 3 appeals were sustained*.

Four applicants for all alcoholic restaurant licenses were granted all alcoholic tavern licenses by the Board, and, on appeal *3 appeals were sustained* and *1 denied*.

Two all alcoholic club licenses
 One all alcoholic restaurant license
 One all alcoholic drug license } were revoked by the Board,
 and, on appeal, these licenses were ordered restored to the licensees after a substantial interval.

Two administrators of deceased licensees were refused permission by the Board to change the business into a corporation, and, on appeal both (2) *appeals were sustained.*

One applicant for an all alcoholic restaurant license was granted a malt and wine restaurant license by the Board, and, on appeal for an all alcoholic restaurant license, his *appeal was denied.*

One all alcoholic drug application } rejected by the Board, *were denied on*
 One malt package application } *appeal.*
 One disciplinary appeal was denied by the Commission.

There were four appeals by citizens on licenses granted by the Board and of these appeals 3 were denied and 1 did not require a decision.

One license granted by the Board was disapproved by the Commission.

As the report shows many hearings have been held, but the number of serious violations of law, of the conditions of the license or of the rules of the Board, are comparatively few in proportion to the number of licensees.

A noticeable change in the conduct of the alcoholic beverage business has been the large number of changes from personal ownership to ownership of the business by a Massachusetts corporation.

There is still a large number of alcoholic beverage applications for all types of licenses except package stores.

Speaking generally, the Board is of the opinion that there are now a sufficient number of alcoholic beverage licenses in substantially all parts of the City to take care of the reasonable wants of the people. New applicants are as a rule discouraged, and, as the report shows a large majority are rejected by the Board.

There continues to be a great desire for entertainment by restaurant and tavern licensees on licensed premises. Entertainment in taverns gives little trouble because entertainment is restricted and made uniform, but restaurants vary so much in size and character that it is difficult to decide what type of entertainment may be properly allowed.

In the granting of licenses, the Board co-operates with the Building Department, the Health Department, the Park Department and the School Department of the City and its relations with these departments, the Police Department and the Alcoholic Beverages Control Commission are harmonious.

It desires to express its appreciation of the faithful service of its secretary and employees, with regret that the service has required much overtime work on the part of some.

Respectfully submitted,

D. T. MONTAGUE,
 EDWIN D. GALLAGHER,
 MARY E. DRISCOLL,

Licensing Board for the City of Boston.



The Commonwealth of Massachusetts

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ANNUAL REPORT

OF THE

Mass. LICENSING BOARD

FOR THE

CITY OF BOSTON

FOR THE

YEAR ENDING NOVEMBER 30

1937



1938
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ANNUAL REPORT

of the

LICENSING BOARD FOR THE CITY OF BOSTON

December 1, 1937

TO HIS EXCELLENCY, CHARLES F. HURLEY, *Governor of the Commonwealth of Massachusetts:*

Sir:—The Licensing Board for the City of Boston respectfully submits its thirty-second annual report covering the year ending November 30, 1937.

PERSONNEL OF THE BOARD

David T. Montague, Chairman, Edwin D. Gallagher, and Mary E. Driscoll, constitute the Board.

FINANCIAL

Receipts and Disbursements for the year ending November 30, 1937:	
Alcoholic Beverages	\$1,429,394.85
Miscellaneous Licenses	42,119.00
Miscellaneous Receipts	21.80
	<hr/>
	\$1,471,535.65
Expenses of the Board, salaries, light, rent, etc.	48,045.06
	<hr/>
Excess receipts over expenditures	\$1,423,490.59

LICENSES GRANTED BY THE BOARD

Alcoholic beverages	1,941
Retail druggists	206
Innholders and common victualers	2,607
Club victualers	10
Entertainment as required by Chap. 299, Acts of 1926	1,113
Lodging houses	2,941
Sunday sale of ice cream, confectionery, soda water, or fruit	2,007
Soft drinks	1,891
Billiard tables, pool tables, and bowling alleys	229
Intelligence offices	117
Sale of firearms	11
Picnic groves	5
	<hr/>
	13,078

Total number of applications acted upon during the year:

Granted 13,078. Rejected 485. Total 13,563.

Formal Hearings, Alcoholic Beverages Applications and Licenses 863
Formal Hearings, Miscellaneous Licenses 518

Total Hearings 1,381

Chapter 138 of the General Laws, as amended, governs the issuing of alcoholic beverages licenses.

Section 12 of Chapter 138 provides for the issuing of licenses for alcoholic beverages to be drunk on the premises. This includes innholders, restaurants, taverns, and clubs, and the number of all alcoholic licenses issued under this Section is limited to 850.

848 were in operation November 30, 1937.

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1937

3

By Section 17, Chapter 424, Acts of 1937, Sections 12 and 15 of Chapter 138 were amended so that the limitation of malt and malt and wine licenses that may be issued is now 320. In operation, November 30, 1937, were 344, they having been issued before the statute was passed.

Section 15 of said Chapter 138 provides for the issuing of all licenses for alcoholic beverages not to be drunk on the premises except licenses issued to druggists. This means package stores, and the number of all alcoholic licenses that may be issued under this section was, at the beginning of the fiscal year, 303, and, by statute taking effect February 5, 1937, 305; November 30, 1937, 304 were in operation.

Section 30A of said Chapter 138 provides for the issuing of licenses to druggists for the sale of all alcoholic beverages not to be drunk on the premises and subject to certain restrictions not applicable to regular package stores.

There is no limitation on the number of licenses that may be issued under this Section; 210 were in operation November 30, 1937.

The number of alcoholic beverages licenses of all kinds issued and in operation November 30, 1937, are as follows:

Innholders, all alcoholic	37	
Common Victualers, all alcoholic	466	
7 days 362		
6 days 104		
Taverns, all alcoholic	293	
Clubs, all alcoholic	52	
	<hr/>	848
Package stores, all alcoholic	304	
	<hr/>	304
Common victualers, malt and wine	58	
7 days 48		
6 days 10		
Taverns, malt and wine	2	
Clubs, malt and wine	1	
	<hr/>	61
Package stores, malt and wine	6	6
		<hr/>
		1,219
Common victualers, malt	217	
7 days 154		
6 days 63		
Taverns, malt	8	
Clubs, malt	2	
	<hr/>	227
Package stores, malt	50	50
Druggists	210	210
		<hr/>
		1,706

ALCOHOLIC BEVERAGES, HEARINGS

Kind of License	Number of Licenses	Action Taken
Innholders	3	Dismissed
Innholders	1	Placed on file, warned
Innholders	1	Rejected after hearing
Innholders	1	Restrictions imposed
Innholders	1	Transfer granted
Common victualers	3	Revoked
Common victualers	8	Revoked but sentence suspended
Common victualers	10	Dismissed
Common victualers	57	Placed on file, warned.
Common victualers	55	Granted after hearing
Common victualers	5	Rejected after hearing
Common victualers	1	Suspended 1 day
Common victualers	10	Suspended 2 days
Common victualers	5	Suspended 3 days
Common victualers	3	Suspended 1 week
Common victualers	5	Suspended indefinitely
Common victualers	29	Restrictions imposed
Common victualers	27	Miscellaneous, no action necessary
Common victualers	28	License changed
Common victualers	7	Transfer granted
Common victualers	3	Transfer rejected
Common victualers	4	Withdrawn
Common victualers	2	Change to corporation
Common victualers	4	Cancelled
Common victualers	1	Suspension lifted
Common victualers	118	No change
Common victualers	2	Restrictions removed
Taverns	1	Dismissed
Taverns	2	Placed on file, warned
Taverns	15	Granted after hearing
Taverns	4	Rejected after hearing
Taverns	3	Suspended 2 days
Taverns	1	Suspended 4 days
Taverns	1	Suspended 1 month
Taverns	7	Miscellaneous, no action necessary
Taverns	1	License changed
Taverns	42	No change
Retail bottle stores	1	Revoked but sentence suspended
Retail bottle stores	2	Dismissed
Retail bottle stores	2	Placed on file, warned
Retail bottle stores	3	Granted after hearing
Retail bottle stores	2	Rejected after hearing
Retail bottle stores	1	Suspended balance of license year
Retail bottle stores	1	Miscellaneous, no action necessary
Retail bottle stores	7	Transfer granted
Retail bottle stores	12	Transfer rejected
Retail bottle stores	5	No change
Clubs	2	Revoked
Clubs	1	Revoked but sentence suspended
Clubs	7	Dismissed
Clubs	8	Placed on file, warned
Clubs	10	Granted after hearing
Clubs	1	Rejected after hearing
Clubs	1	Suspended 2 days
Clubs	3	Suspended 2 weeks
Clubs	1	Suspended 3 weeks
Clubs	4	Suspended indefinitely
Clubs	19	Restrictions imposed
Clubs	3	Miscellaneous, no action necessary
Clubs	1	License changed
Clubs	1	Cancelled
Clubs	1	Suspension lifted
Clubs	5	No change
Entertainment	1	Revoked
Entertainment	6	Revoked but sentence suspended
Entertainment	17	Dismissed
Entertainment	53	Placed on file, warned
Entertainment	20	Granted after hearing
Entertainment	2	Rejected after hearing
Entertainment	1	Suspended 3 days
Entertainment	1	Suspended 1 week
Entertainment	1	Suspended 1 month
Entertainment	3	Suspended indefinitely
Entertainment	1	Suspended balance of license year
Entertainment	37	Restrictions imposed
Entertainment	25	Miscellaneous, no action necessary
Entertainment	8	License changed
Entertainment	2	Transfer granted
Entertainment	2	Transfer rejected

ALCOHOLIC BEVERAGES, HEARINGS (Continued)

Kind of License	Number of Licenses	Action Taken
Entertainment	1	Change to corporation
Entertainment	1	Cancelled
Entertainment	16	No change
Druggists	1	Revoked
Druggists	2	Revoked but sentence suspended
Druggists	4	Dismissed
Druggists	18	Placed on file, warned
Druggists	18	Granted after hearing
Druggists	5	Rejected after hearing
Druggists	5	Suspended 1 week
Druggists	1	Suspended 2 weeks
Druggists	2	Suspended 3 weeks
Druggists	1	Suspended 4 weeks
Druggists	1	Suspended 1 month
Druggists	2	Suspended indefinitely
Druggists	2	Suspended balance of license year
Druggists	1	Transfer granted
Druggists	12	No change
Druggists without liquor	2	Revoked
Druggists without liquor	1	Dismissed
Druggists without liquor	3	Placed on file, warned
Druggists without liquor	1	Suspended 2 days
Druggists without liquor	2	Suspended 1 week
Druggists without liquor	1	Suspended 2 weeks
Druggists without liquor	2	Suspended 3 weeks
Druggists without liquor	1	Suspended indefinitely
Druggists without liquor	2	Miscellaneous, no action necessary

863

MISCELLANEOUS HEARINGS

Innholders	5	Dismissed
Innholders	3	Placed on file, warned
Innholders	2	Granted after hearing
Common victualers	8	Revoked
Common victualers	8	Revoked but sentence suspended
Common victualers	12	Dismissed
Common victualers	60	Placed on file, warned
Common victualers	28	Granted after hearing
Common victualers	4	Rejected after hearing
Common victualers	1	Suspended 1 day
Common victualers	2	Suspended 3 days
Common victualers	2	Suspended 1 month
Common victualers	2	Suspended indefinitely
Common victualers	19	Restrictions imposed
Common victualers	30	Miscellaneous, no action necessary
Common victualers	3	Transfer granted
Common victualers	4	Transfer rejected
Common victualers	3	Cancelled
Common victualers	2	Withdrawn
Common victualers	29	No change
Common victualers	2	Change to corporation
Lodging houses	13	Revoked
Lodging houses	16	Revoked but sentence suspended
Lodging houses	49	Dismissed
Lodging houses	22	Placed on file, warned
Lodging houses	9	Granted after hearing
Lodging houses	1	Suspended indefinitely
Lodging houses	9	Restrictions imposed
Lodging houses	1	Cancelled
Lodging houses	3	No change
Intelligence offices	1	Granted after hearing
Intelligence offices	2	Rejected after hearing
Intelligence offices	1	Revoked
Intelligence offices	1	No change
Fruit, etc.	7	Revoked
Fruit, etc.	3	Revoked but sentence suspended
Fruit, etc.	3	Dismissed
Fruit, etc.	19	Placed on file, warned
Fruit, etc.	12	Granted after hearing
Fruit, etc.	1	Rejected after hearing
Fruit, etc.	3	Suspended 1 week
Fruit, etc.	5	Suspended 2 weeks
Fruit, etc.	1	Suspended 1 month
Fruit, etc.	4	Suspended indefinitely
Fruit, etc.	2	Miscellaneous, no action necessary

MISCELLANEOUS HEARINGS (Continued)

Kind of License	Number of Licenses	Action Taken
Fruit, etc.	1	Cancelled
Fruit, etc.	7	No change
Soft drinks	6	Revoked
Soft drinks	4	Revoked but sentence suspended
Soft drinks	3	Dismissed
Soft drinks	16	Placed on file, warned
Soft drinks	11	Granted after hearing
Soft drinks	1	Rejected after hearing
Soft drinks	3	Suspended 1 week
Soft drinks	6	Suspended 2 weeks
Soft drinks	1	Suspended 1 month
Soft drinks	2	Suspended indefinitely
Soft drinks	1	Miscellaneous, no action necessary
Soft drinks	1	Cancelled
Soft drinks	1	No change
Billiard, pool, etc.	1	Revoked
Billiard, pool, etc.	2	Revoked but sentence suspended
Billiard, pool, etc.	8	Placed on file, warned
Billiard, pool, etc.	7	Granted after hearing
Billiard, pool, etc.	8	Rejected after hearing
Billiard, pool, etc.	7	Miscellaneous, no action necessary
Billiard, pool, etc.	4	No change
518		

RECAPITULATION

December 1, 1936 to December 1, 1937

Alcoholic Beverages		Miscellaneous	
Revoked	9	Revoked	35
Revoked but sentence suspended	18	Revoked but sentence suspended	33
Dismissed	45	Dismissed	72
Placed on file, warned	144	Placed on file, warned	128
Granted after hearing	121	Granted after hearing	70
Rejected after hearing	20	Rejected after hearing	16
Suspended	67	Suspended	33
Restrictions imposed	86	Restrictions imposed	28
License changed	38	Transfer granted	3
Transfer granted	18	Transfer rejected	4
Transfer rejected	17	Cancelled	6
Withdrawn	4	Withdrawn	2
Change to corporation	3	No change	45
Cancelled	6	Change to corporation	2
Suspension lifted	2	Miscellaneous, no action necessary	41
No change	198		
Restrictions removed	2		518
Miscellaneous, no action necessary	65		
863			

TABLE 1. INNOLDERS (ALCOHOLIC BEVERAGES)

Section 12, Chapter 138, General Laws

Applications filed	39
Applications granted	39
Applications reconsidered and rejected	1
Applications cancelled:	
Non-payment of fee	1
Places licensed	37
Fees collected	\$74,000
The fees fixed by the Board are as follows:	
All alcoholic beverages	\$2,000
Malt and wine	750
Malt	400

TABLE 2. COMMON VICTUALERS (ALCOHOLIC BEVERAGES)

Section 12, Chapter 138, General Laws

Applications filed		866
Applications granted		775
All Alcoholic	7 day	374
	6 day	110
Malt and wine	7 day	49
	6 day	13
Malt	7 day	161
	6 day	68
Changed from Taverns		15
Places licensed		741
All alcoholic	7 day	362
	6 day	104
Malt and wine	7 day	48
	6 day	10
Malt	7 day	154
	6 day	63
Cancelled		25
By the Board		17
For non-payment of fee		8
Rejected		77
Revoked		2
Withdrawn		32
Changed to Taverns		2
Reconsidered and granted		18
Reconsidered and rejected		4
Transfers:		
Granted		27
Rejected		4
Withdrawn		1
Reconsidered and granted		1

(Change of Class)

Common Victualer All Alcoholic to Tavern All Alcoholic	2
Tavern All Alcoholic to Common Victualer 7 day All Alcoholic	4
Tavern All Alcoholic to Common Victualer 6 day All Alcoholic	11
Tavern Malt to Common Victualer 6 day Malt	1
7 day All Alcoholic to 7 day Malt*	1*
6 day All Alcoholic to 7 day All Alcoholic	10
6 day All Alcoholic midnight to 7 day All Alcoholic	4
6 day All Alcoholic midnight to 7 day All Alcoholic midnight	4
6 day All Alcoholic midnight to 6 day All Alcoholic 1 a.m.	6
7 day Malt and Wine to 7 day All Alcoholic	3
7 day Malt and Wine to 6 day All Alcoholic midnight	1
6 day Malt and Wine to 6 day All Alcoholic	2
6 day Malt and Wine to 7 day Malt and Wine	3
6 day Malt and Wine midnight to 6 day Malt and Wine 1 a.m.	1
7 day Malt to 7 day All Alcoholic	4
6 day Malt to 7 day All Alcoholic	1
6 day Malt to 7 day Malt	9
6 day Malt midnight to 6 day Malt 1 a.m.	3
6 day Malt midnight to 6 day Malt and Wine midnight	1
6 day Malt 1 a.m. to 6 day Malt midnight*	1*

*(Changed at applicant's request.)

(Rejected Petitions)

Tavern All Alcoholic to 7 day All Alcoholic	2
Tavern All Alcoholic to 6 day All Alcoholic	3
7 day All Alcoholic midnight to 7 day All Alcoholic 1 a.m.	1
6 day All Alcoholic to 7 day All Alcoholic	9
6 day All Alcoholic 11 p.m. to 6 day All Alcoholic midnight	1
7 day Malt and Wine to 7 day All Alcoholic	10
6 day Malt and Wine to 7 day Malt and Wine	4
6 day Malt to 7 day All Alcoholic	1
6 day Malt to 6 day All Alcoholic	1
6 day Malt to 7 day Malt	3

— 35

*Appeals from the Decision of the Board to the
Alcoholic Beverages Control Commission*

	All Alcoholic	Malt and Wine	Malt	
Sustained	6	0	0	
Denied	23	0	2	
Dismissed	7	0	0	
Withdrawn	0	1	0	
Fees payable:				
All Alcoholic 7 day		367 @	\$1,200	\$440,400
All Alcoholic 6 day 1 a.m.		28 @	1,100	30,800
All Alcoholic 6 day midnight		70 @	1,000	70,000
Malt and Wine 7 day		49 @	500	24,500
Malt and Wine 6 day 1 a.m.		3 @	450	1,350
Malt and Wine 6 day midnight		10 @	400	4,000
Malt 7 day		163 @	400	65,200
Malt 6 day 1 a.m.		12 @	375	4,500
Malt 6 day midnight		57 @	325	18,525
*All Alcoholic 7 day		1 @	150	150

(Changed from Taverns)

All Alcoholic 7 day	4 @	450	1,800
All Alcoholic 6 day	11 @	250	2,750

Gross Fees			\$663,975
Cancelled for non-payment:			
All Alcoholic 6 day midnight	2 @	\$1,000	\$2,000
Malt 7 day	4 @	400	1,600
Malt 6 day 1 a.m.	1 @	375	375
Malt and Wine 6 day midnight	1 @	400	400
Reconsidered and rejected:			
All Alcoholic 7 day	1 @	1,200	1,200
Malt 6 day 1 a.m.	1 @	375	375
Malt 6 day midnight	2 @	325	650
Disapproved by A.B.C. Commission:			
All Alcoholic 7 day	1 @	1,200	1,200

Deductions			\$7,800
Gross receipts		\$663,975	
Deductions		7,800	

Net fees collected \$656,175

* (Original fee \$1,200, but applicant credited with \$1,050 by the City.)

The fees fixed by the Board are as follows:

All Alcoholic 7 day	\$1,200
All Alcoholic 6 day, 1 a.m.	1,100
All Alcoholic 6 day, midnight	1,000
Malt and Wine 7 day	500
Malt and Wine 6 day 1 a.m.	450
Malt and Wine 6 day midnight	400
Malt 7 day	400
Malt 6 day 1 a.m.	375
Malt 6 day midnight	325

TABLE 3. TAVERNS
Section 12, Chapter 138, General Laws

Applications filed		385
Applications granted	332	
All Alcoholic	322	
Malt and Wine	2	
Malt	8	
Changed from common victualer		8
Places licensed	303	
All Alcoholic	293	
Malt and Wine	2	
Malt	8	
Cancelled		4
By the Board	2	
For the non-payment of fee	2	
Reconsidered and rejected		1
Changed to Common Victualer		25
Withdrawn		5
Rejected		48
Reconsidered and granted		3
Transfers:		
Granted		5
Rejected		1

(Change of Class)

Tavern All Alcoholic to Common Victualer All Alcoholic	24
Tavern Malt to Common Victualer Malt	1
Common Victualer All Alcoholic to Tavern All Alcoholic	2
Common Victualer All Alcoholic 6 day, 1 a.m. to Tavern All Alcoholic	1

(Rejected Petitions)

All Alcoholic Tavern to All Alcoholic Common Victualer	3
Malt Tavern to All Alcoholic Common Victualer	2

*Appeals from the Decision of the Board to the
Alcoholic Beverages Control Commission*

	All Alcoholic	Malt
Sustained	7	1
Denied	18	1
Dismissed	1	
Withdrawn	6	
Disapproved	1	
	<hr/> 33	<hr/> 2

Fees payable:

All Alcoholic	316 @	\$750	\$237,000
All Alcoholic	1 @	350	350
Malt and Wine	2 @	300	600
Malt	9 @	200	1,800
	328		\$239,750

Cancelled for non-payment:

All Alcoholic	2 @	\$750	\$1,500
Changed to Common Victualer before payment of fee:			
All Alcoholic	5 @	\$750	\$3,750
Reconsidered and rejected before payment of fee:			
All Alcoholic	1 @	\$750	\$750
Changes from Common Victualer with no payment of fee .			4
Gross receipts		\$239,750	
Deductions		6,000	

Net fees collected \$233,750

The fees fixed by the Board were as follows:

All Alcoholic	\$750
Malt and Wine	300
Malt	200

TABLE 4. CLUBS (ALCOHOLIC BEVERAGES)

Section 12, Chapter 138, General Laws

Applications filed				67
Places operating on November 30, 1937				55
*Applications granted				64
All Alcoholic			60	
Malt and Wine			1	
Malt			3	
Cancelled				8
Surrendered:				
All Alcoholic			6	
Malt			1	
Non-payment of fee:				
All Alcoholic			1	
Revoked All Alcoholic				1
Rejected All Alcoholic				3
Fees:				
All Alcoholic	3 @	\$1,200	\$3,600	
All Alcoholic	57 @	600	34,200	
Malt and Wine	1 @	400	400	
Malt	3 @	300	900	
				\$39,100

Cancelled for non-payment of fee:

All Alcoholic	1 @	\$600	\$600	600
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Net fees collected \$38,500

The fees fixed by the Board were as follows:

All Alcoholic	\$1,200
3 special cases	
All Alcoholic	600
Malt and Wine	400
Malt	300

*Note.—Of the applications granted, 9 were originally rejected, 6 were reconsidered and granted by the Board after hearings, and 3 were ordered granted by the A.B.C. Commission after hearings.

TABLE 5. ONE DAY SPECIAL ALCOHOLIC LICENSE

Section 14, Chapter 138, General Laws

Applications filed	369
*Applications granted	362
Applications rejected	7
Cancelled for non-payment	11
Applications reconsidered and granted	3
Places licensed	351
Fees collected	\$940
The fees fixed by the Board vary according to the number of people to be served:	
Licenses carried over from 1936	28
Fees collected for same	\$89
Total fees collected	\$1,029

*Note.—Of the 362 granted, 3 were reconsidered and granted and are included.

SPECIAL ALCOHOLIC LICENSES FOR LESS THAN ONE YEAR

Section 14, Chapter 138, General Laws

Applications filed	9
Applications granted	9
Places licensed	9
Fees collected	\$1,740.85
The fees fixed by the Board vary according to the number of days to be used and the number of people present at the gatherings.	

TABLE 6. RETAIL PACKAGE GOODS STORES

Section 15, Chapter 138, General Laws

Applications filed	384
Places, granted and operating on November 30, 1937	360
All Alcoholic	304
Malt and Wine	6
Malt	50
Transfers granted	17
All Alcoholic	14
Malt and Wine	1
Malt	2
Rejected	25
Applications—All Alcoholic	16
Transfers—All Alcoholic	9
Withdrawn	8
Fees collected:	
All Alcoholic 304 @ \$1,200	\$364,800
Malt and Wine 6 @ 600	3,600
Malt 50 @ 300	15,000
	<hr/>
	\$383,400

The fees fixed by the Board were as follows:

All Alcoholic	\$1,200
Malt and Wine	600
Malt	300

Note.—1 rejected All Alcoholic and 1 rejected Malt were reconsidered and granted by the Board after hearings—1 rejected Malt and Wine and 1 rejected Malt were ordered granted after hearings by the A. B. C. Commission.

TABLE 7. DRUGGISTS

Applications filed									234
Applications granted									206
Places licensed									200
Cancelled:									5
Out of business								4	
Non-payment								1	
Revoked									1
Rejected									25
Withdrawn									3
Transferred									2
Fees collected (gross)							\$41,200		
Cancelled for non-payment	1	@	\$200						
Unpaid license for 1937	1	@	200			400			
									<hr/>
Net fees collected									\$40,800

1 granting was an A.B.C. appeal sustained.

MISCELLANEOUS LICENSES

TABLE 8. INNOLDERS

Applications granted									61
Places licensed									60
Cancelled: non-payment of fee									1
Fees collected									\$300

The fee is fixed by statute not to exceed \$5.

TABLE 9. COMMON VICTUALERS

Applications granted									2,546
Places licensed									2,355
Cancelled:									
Non-payment of fee								42	
Surrendered								139	
									<hr/>
Rejected†									181
Transferred									134
Revoked									65
Withdrawn									10
Fees collected*†									2
									<hr/>
									\$12,505

There were 34 dining cars granted common victualer licenses—33 of these licenses in operation.

The fee is fixed by statute not to exceed \$5.

*3 unpaid 1936 licenses paid.

†4 were reconsidered and rejected.

‡2 unpaid licenses in 1937.

TABLE 10. CLUB VICTUALERS (WITHOUT ALCOHOLIC BEVERAGES)

Applications granted									10
Places licensed									9
Cancelled:									
Non-payment of fee								1	
Rejected									1
Fees collected									\$45

The fee is fixed by statute not to exceed \$5.

TABLE 11. LODGING HOUSES

Applications granted	2,941
Places licensed	2,730
Cancelled:	
Non-payment of fee	65
Surrendered	133
	<hr/> 198
Rejected	59
Transferred	48
Revoked	13
Withdrawn	2
Fees collected*†	\$5,762
The fee established by the City is \$2.	

*Includes 8 unpaid 1936 licenses paid in 1937.

†3 unpaid licenses in 1937.

TABLE 12. SUNDAY SALE OF ICE CREAM, CONFECTIONERY, SODA WATER, FRUIT

Applications granted	2,007
Places licensed	1,832
Cancelled:	
Surrendered	122
Non-payment of fee	46
	<hr/> 168
Revoked	7
Rejected	37
Transferred	20
Withdrawn	24
Fees collected*	\$9,795
The fee is established by law at \$5.	

*Note.—Includes \$10 on unpaid licenses of 1936; 4 licenses of 1937 unpaid.

TABLE 13. RETAIL VENDORS OF SOFT DRINKS

Applications granted	1,891
Places licensed	1,740
Cancelled:	
Surrendered	103
Non-payment of fee	42
	<hr/> 145
Revoked	6
Rejected	16
Transferred	20
Withdrawn	21
Fees collected*	\$1,847
The fee is established by law at \$1.	

*Note.—Includes \$2 on unpaid licenses of 1936; 4 licenses of 1937 unpaid.

TABLE 14. BILLIARD, POOL, AND BOWLING ALLEYS

Applications granted	229
Places licensed (public)	183
Places licensed (club)	22
Cancelled:	
For the Board	7
Non-payment of fee	6
	<hr/> 13

Revoked	1
Rejected	16
Additional	10
Withdrawn	12
Transferred	5

*Billiard Pool Bowling
 Alleys*

Of applications granted	169	750	706	\$8,125
Of applications cancelled (6)	3	24		135
	<u>166</u>	<u>726</u>		

Net fees collected \$7,990

The fee established by the Board is \$5. for each table and alley.

TABLE 15. INTELLIGENCE OFFICES

Applications granted	117
Places licensed	108
Cancelled:	
Class 1	1
Class 2	2
Revoked:	
Class 1	1
Rejected:	
Class 1	4
Class 1	2
Transferred:	
Class 1	1
Withdrawn	3
Of the applications granted:	
Class 1 57 @ \$50	\$2,850
Class 2 40 @ 25	1,000
Class 2 20 @ 2	40
	<u>\$3,890</u>

Fees collected (gross) \$3,890

Cancelled for non-payment:

Class 1 1 @ \$50	\$50
Class 2 2 @ 25	50
	<u>\$100</u>

Fees collected (net) \$3,790

5 licensed places held two classes of licenses.

The fees established by the Board are \$50 for a first class license, \$25 for a second class license and \$2 for a free employment office license.

TABLE 16. PICNIC GROVES

Applications granted	5
Places licensed	5
Fees collected	\$25

The fee established by the Board is \$5.

TABLE 17. FIREARMS

Applications granted	11
Places licensed	11
Rejected	1
Fees collected	\$55

The fee established by the Board is \$5.

TABLE 18. ENTERTAINMENTS.

Granted	1,113
Innholders	35
Common Victualers	1,041
Clubs	26
Taverns (no common victualer)	10
Pool (\$5)	1
Places in operation	1,082
Cancelled	31
Innholders	1
Common Victualers	27
Clubs	3
Rejected	25
Common Victualers	19
Clubs	4
Tavern (no common victualer)	1
Pool	1
Revoked	2
Common Victualer	1
Club	1
Transferred:	
Common Victualers	19
Total fees received	\$5.00

TABLE 19. MISCELLANEOUS RECEIPTS

Sale of Lists of Liquor Licensees	\$11.00
Sale of Firearms Books	10.80
	<hr/>
	\$21.80

TABLE 20. HOLDERS OF MISCELLANEOUS LICENSES
Arranged According to Nativity

	Inn holders	Lodging Houses	Common Victualers	Club Victualers	Fruits, etc.	Soft Drinks	Fire- arms
Albanian	—	7	42	—	60	60	—
American	52	1,275	1,233	6	634	601	6
Arabian	—	—	—	—	—	—	—
Argentinian	—	—	—	—	2	—	—
Armenian	—	9	24	2	112	107	—
Austrian	—	8	13	—	6	10	—
Belgian	—	5	—	—	—	—	—
Bohemian	—	—	1	—	—	—	—
Canadian	2	583	83	—	50	48	—
Chinese	—	—	19	—	—	—	—
Cuban	—	1	—	—	—	—	—
Czech-Slav	—	2	—	—	2	2	—
Danish	—	2	—	—	—	—	—
Dutch	—	2	1	—	—	1	—
Egyptian	—	—	2	—	—	—	—
English	—	87	18	—	25	24	1
Filipino	—	—	—	—	—	—	—
Finlander	—	6	1	—	—	—	—
French	4	22	9	—	3	3	—
German	—	25	28	—	5	7	—
Grecian	2	20	310	1	96	78	—
Hungarian	—	—	4	—	2	2	—
Irish	2	411	229	—	84	70	—
Italian	6	29	354	—	314	307	2
Japanese	—	1	1	—	—	—	—
Jugo-Slav	—	—	—	—	—	—	—
Latvian	—	—	2	—	3	2	—
Lithuanian	—	4	21	—	36	36	—
Mexican	—	—	—	—	—	—	—
Norwegian	—	4	4	—	—	—	—
Polish	—	56	61	—	50	51	—
Porto Rican	—	—	2	—	—	—	—
Portuguese	—	10	3	—	12	13	—
Roumanian	—	1	3	—	6	6	—
Russian	2	28	307	1	385	344	2
Scotch	—	50	28	—	5	5	—
Serbian	—	—	—	—	—	—	—
S. American	—	1	1	—	—	1	—
Spanish	—	3	11	—	—	—	—
Swedish	—	59	11	—	1	1	—
Swiss	—	2	1	—	—	—	—
Syrian	—	137	32	—	68	65	—
Turkish	—	2	12	—	28	27	—
Ukrainian	—	—	1	1	—	—	—
Welsh	—	—	—	—	—	—	—
West Indian	—	13	2	—	3	2	—
	70	2,865	2,874	11	1,992	1,873	11

TABLE 21. EXPENDITURES FROM DECEMBER 1, 1936 TO DECEMBER 1, 1937

Personal Service

Commissioners, Secretary, and Permanent Employees . . . \$38,529.67

Services other than Personal

Printing and binding	80.90
Transportation of persons	50.20
Light	542.98
Rental	4,548.00
Communication	421.80
Cleaning	6.35
Stenographic, copying, etc.	27.50
Investigation, etc.	1,720.65
General plant repair	96.88

Equipment

Office	227.40
Library	25.50
Tools and instruments	3.45

Supplies

Office	1,664.48
Food and ice	32.75
Laundry, Cleaning, etc.	32.05
Miscellaneous supplies	24.20

Electrical 10.30

\$48,045.06

LEGISLATION

No Federal Legislation bearing on the work of the Board was enacted during the fiscal year.

As usual, quite a little State Legislation was enacted, some of a perfecting nature and some new. No statute is herein described unless it changes the substance of existing law and no statute or section of a statute is referred to unless it applies to the City of Boston either generally or specially.

Chapter 14 of the Acts of 1937 amends Section 17 of Chapter 138 of the General Laws by increasing the number of all alcoholic package store licenses that can be granted, from 303 to 305.

Chapter 38 amends Section 7 of Chapter 4 of the General Laws by adding Memorial day to Armistice Day, as days to be observed as Sunday between 7 A.M. and 1 P.M., or the day following when either of these days occurs on Sunday.

Chapter 264 amends Section 12 of Chapter 138 of the General Laws by providing that a tap or other device for serving so-called draught beer or ale, must be equipped with a sign giving the brand or trade name of the malt beverage being drawn from that particular tap.

Chapter 268 amends Section 33 of said Chapter 138 by changing the sale hours of package stores from 1 to 6 P.M. to 1 to 11 P.M. on those holidays when sales are permitted, namely, on all holidays except Memorial, Thanksgiving, and Christmas Days.

Chapter 291 amends Section 16B of said Chapter 138 by providing that licensing authorities shall not be obliged to receive more than one application for an alcoholic beverage license, except drug, to be exercised on the same premises in any year.

Chapter 331, amending Section 12 of said Chapter 138, gives an applicant for the renewal of an alcoholic beverage restaurant license the same right of appeal on the common victualer application as on the alcoholic beverage application.

Chapter 424 made several changes in the Law.

Section 1 amends Section 16A of said Chapter and provides that a licensee who desires a renewal of his license must file an application during the month of November, instead of "before December first" in order to be entitled to a prima facie right of renewal.

Section 2 amends Section 16B of said Chapter 138 and provides that licensing authorities need not act on renewal applications filed in November before December 15, or on seasonal renewals before April 15.

Section 3 amends Section 17 of said Chapter 138 and limits the number of licenses for the sale of wines or malt beverages or both to 320, and all alcoholic licenses (except drug) to 850 in Boston.

Section 5 amends Section 34 of said Chapter 138 by re-enacting all previous limitations on the employment of or sale to minors, and, in addition, forbids the delivery of alcoholic beverages or alcohol to a minor either for his use or for the use of his parent or any other person.

Section 6 amends Section 6 of Chapter 40 of the General Laws and is preliminary to the addition of a new section to said Chapter 140, namely, Section 6A.

Section 7 adds a new Section, 6A, to said Chapter 140 and provides that an applicant for a restaurant with alcoholic beverages license for premises not equipped, may file with the local licensing authority and with the A.B.C. Commission a plan of his proposed restaurant showing the layout and character of fixtures and other equipment and an itemized estimate of the cost of the same and may then be granted common victualer and alcoholic beverages licenses upon the condition that neither of these licenses shall issue until the completion of the premises according to the plans and estimates submitted, the local licensing authority to decide if and when the premises are so completed.

LICENSE FEES

The Board fixed the same license fees for 1938 as for 1937, except that it increased the drug license fee from \$200 to \$300, making it the same as when first fixed by the Board.

No new types of licenses were established for 1938.

The alcoholic beverages license fees fixed by the Board for the year 1938 are as follows:

Package Store Licenses:

All Alcoholic	. . . . .	\$1,200
Malt and Wine	. . . . .	600
Malt only	. . . . .	300

Innholders:

All Alcoholic	. . . . .	2,000
Malt and Wine	. . . . .	750
Malt only	. . . . .	400

Common Victualers, 7 Days:

All Alcoholic	. . . . .	1,200
Malt and Wine	. . . . .	500
Malt only	. . . . .	400

Common Victualers, 6 Days (Close at 1 A.M.):

All Alcoholic	. . . . .	1,100
Malt and Wine	. . . . .	450
Malt only	. . . . .	375

Common Victualers, 6 Days (Close at Midnight):

All Alcoholic	. . . . .	1,000
Malt and Wine	. . . . .	400
Malt only	. . . . .	325

Clubs:

All Alcoholic	. . . . .	600
Malt and Wine	. . . . .	400
Malt only	300

Taverns:

All Alcoholic	750
Malt and Wine	300
Malt only	200

Druggist:	300
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Note.—No change was made in miscellaneous license fee.

The Board has drafted and distributed to licensees during the year several circulars calling attention to various matters required by law, by the conditions of a license, the regulations of the board, and the rules of the Alcoholic Beverages Control Commission, but has made only one new regulation.

The Police, by law, investigate and report on all kinds of licenses and on the conduct of licensees and conditions on licenses. They also, by request of the Board, usually approve or disapprove the various applications and petitions with their reasons for so doing. The Board is not obliged to follow the opinion of the Police, but, often does so, and always finds their opinion helpful.

All licenses contain a condition to the effect that licensed premises are subject to inspection by the Police, but a question arose as to the rights of the Police, if the licensee hindered or delayed them in obtaining admission, and, to make the matter clear, the Board, on March 6, 1937, adopted the following regulation:

"No licensee, under Chapter 138 of the General Laws as amended, shall directly or through any agent, employee, or other person, hinder or delay the Licensing Authorities or their agents, including the members of the Boston Police Department, entrance to the licensed premises or suffer or permit such hindrance or delay."

In July, the Board sent to all licensees a printed circular giving in detail the days on which and the hours within which alcoholic beverages may be sold under all types of licenses.

In August, it prepared and distributed a revised circular, stating the various votes to be taken and the various papers to be filed with the Board by a corporation desiring an alcoholic beverages license of any kind, together with forms for the most important votes.

By law, Section 29 of said Chapter 138, a druggist holding a Certificate of Fitness from the Board of Pharmacy may, without any kind of a license and without a physician's prescription, sell alcohol to any person at any hour and on all week days except legal holidays and during polling hours, but cannot sell alcoholic beverages except on prescription.

Under Section 30A of said Chapter 138, a druggist holding a Certificate of Fitness may be granted a license by the local licensing authorities to sell alcoholic beverages for medicinal, mechanical, or chemical purposes on the certificate of the purchaser as to the purpose for which he wants them, and sales to be limited to the same hours as regular package stores, and no such sales to be made on Sundays, legal holidays, or during polling hours.

The Board has long been of the opinion that the use of alcohol as a beverage was responsible for much extreme alcoholism and that restriction on its sale would be helpful.

Consequently, in 1934, it requested drug licensees to require of a purchaser of alcohol the certificate required by law of the purchasers of alcoholic beverages, and, believing that it has a right so to do, made this request a condition of drug licenses for 1935.

In 1935, Section 26 of Chapter 440, the Legislature made the hours of sale of alcoholic beverages on certificate by licensed druggists the same as the hours of sale by package store licensees, and, beginning with 1936, the drug licenses granted by the Board contain conditions that the licensee shall not sell alcohol for beverage purposes, or outside the hours fixed by law for the sale of alcoholic beverages and that the same certificate shall be required as for the sale of alcoholic beverages.

Note.—In 1936, the Legislature extended the closing hours for package stores to 11.30 the night before a holiday, and, in 1937, extended their hours to 11.00 P.M. on those holidays when sales are permitted. The hours of druggists holding an alcoholic beverages license were not so extended.

The majority of drug licensees have apparently obeyed these conditions, but some have not . . . and have, on satisfactory evidence presented, been disciplined.

One such case in 1937 appealed to the Alcoholic Beverages Control Commission on the ground that local licensing authorities have no right to impose conditions concerning the sale of alcohol on a drug license. Whereupon, the Commission obtained from the Attorney General an opinion which was to the effect that local licensing authorities have no authority to impose in a drug alcoholic beverage license conditions limiting the sale of alcohol.

If, as the Board believes, the sale of alcohol by druggists as now permitted by law is a menace to the health and well-being of the community, it would seem that further legislation is desirable.

ENTERTAINMENT ON LICENSED PREMISES

By Section 183A of Chapter 140 of the General Laws, "an eating or drinking establishment . . . at which food or drink or other refreshment is sold for cash" is forbidden to have any form of entertainment without a license from the local licensing authorities which license is limited to week days only. This statute apparently applies to all hotels and restaurants and to some clubs.

For several years, Sunday entertainment licenses have been granted in Boston by the Mayor's Office to certain hotels and restaurants under the authority of Sections 3 and 4 of Chapter 136 of the General Laws. This has worked out satisfactorily to the Board, but whether said Sections 3 and 4 of Chapter 136 apply to hotels and restaurants has been questioned, and, within the past year, various hotels and restaurant licensees have been advised that there was no law requiring a license from any authority for entertainment in their licensed premises on Sunday and proceeded to have Sunday entertainment without any license.

The Board is of the opinion that in view of Section 183A of Chapter 140, the Legislature could not have intended that hotels and restaurants could have entertainment on Sunday without any license from any authority, and in November, the Board sent to all hotel and restaurant and some club licensees a circular requesting them to refrain from having any entertainment on Sunday except as they might be licensed by the Mayor's Office. In view of substantial difference of opinion as to the law, additional legislation would seem desirable to make clear the intent of the Legislature.

On November 30, a special primary to nominate a Congressman for the Eleventh Congressional District, which District includes a part of Boston, was held; and on December 14 the election. The law forbids the sale of alcoholic beverages during polling hours on State or Municipal Primary and Election Days, unless the local licensing authorities otherwise order, but no specific provision is made concerning a primary or election involving only a portion of a city or town, and, in this case, the claim was also made that the polling hour law did not apply to a Congressional election.

At the request of the Board, the Alcoholic Beverages Control Commission requested of and received from the Attorney General an opinion which was to the effect that the law with reference to the sale of alcoholic beverages during polling hours applies to a Congressional primary and election, special or otherwise, to a primary and election in a portion of a city or town and that in the event of a primary or election involving only a portion of a city or town, no alcoholic beverages can be sold in any part of the city or town unless the licensing authorities issue an order to the contrary and that such an order, if issued, must apply to the entire city or town.

In view of this opinion, the Board felt that it was hardly warranted in allowing the law to apply to the whole city, and accordingly issued an order that the statute should not apply to the primary to be held November 30.

After the primary, the Board requested of the Police Commissioner a report from the Commanding Officers of the Divisions in which the primary was held . . . whether in their opinion the sale of alcoholic beverages during polling hours in their districts resulted in undesirable conditions. Reports in the negative were received and the Board issued an order that the statute should not apply to the special election on December 14.

The Police, by law, investigate and report on applications for all kinds of licenses, and on the conduct of licensees and conditions on licensed premises. The Alcoholic Beverages Control Commission also gives valuable information and co-operation.

Complaints are received by the Board from the Police, and from individuals and organizations against all types of licensees and from the inspectors of the Alcoholic Beverages Control Commission against liquor licensees, and the Board is ready to receive information at any time from any source of the

illegal or improper conduct of any licensee or as to the desirability of granting or refusing any license.

The Board also from time to time requests of and receives from the Police special reports of conditions on licensed premises, the food business done by restaurants, the desirability of changes in the types of license held. Many inspections are also made by its own inspector.

The law fixes the outside hours within which alcoholic beverages may be sold under the various types of license, but the Board fixes more restrictive hours for a substantial number of restaurants and clubs.

The Board is of the opinion that there are enough and perhaps too many alcoholic beverages licenses in Boston and that the hours of sale permitted by law are liberal enough.

The Board favors the quotas for alcoholic beverages licenses now established for Boston.

Except as to whether a restaurant license shall be granted for all days in the week or for six days only and the kind and character of entertainment licenses, an applicant for . . . or the holder of . . . any kind of an alcoholic beverages license has a right of appeal to the Alcoholic Beverages Control Commission on all matters connected with the issuing of or changing the type of license and in matters of discipline.

Citizens also have a right of appeal to the Commission against the approval of a license granted by the Board.

In deciding appeals on their merits, the terms used by the Commission are "appeal sustained" and "appeal denied."

A decision "appeal sustained" means that the Board is overruled and if the appeal was from the refusal of the Board to grant a license, the Commission orders the Board to grant the license, or it may order a license revoked or suspended by the Board to be restored to the licensee.

A decision "appeal denied" means that the action of the Board is upheld by the Commission and the party that appealed gains nothing by his appeal.

During the fiscal year, there were 105 application appeals by licensees to the Commission from the action of the Board; 17 of these appeals were withdrawn and 10 dismissed for technical reasons.

Of these 78 appeals heard and sustained or denied, the Commission sustained 21 and denied 57.

The various applications rejected by the Board and appealed to the Commission were as follows:

<i>Applications</i>	<i>Sustained</i>	<i>Denied</i>
29 all alcoholic restaurant	6	23
2 malt restaurant		2
26 all alcoholic tavern	8	18
1 malt tavern		1
1 all alcoholic package store		1
3 malt and wine package store	1	2
3 malt package store	1	2
7 all alcoholic druggist	1	6
5 all alcoholic club	3	2
1 all alcoholic innholder	1	

Of the foregoing appeals:—

Nine applicants for all alcoholic restaurants were granted malt and wine licenses by the Board, and on appeal 3 *were sustained* and 6 *denied*.

Twelve applicants for all alcoholic restaurants were granted malt licenses by the Board and on appeal 2 *were sustained* and 10 *denied*.

Three applicants for all alcoholic restaurants were granted all alcoholic tavern licenses, and on *appeal all were denied*.

Two applicants for all alcoholic taverns were granted malt tavern licenses, and on appeal 1 *was sustained* and 1 *denied*.

One applicant for an all alcoholic club license was granted a malt club license by the Board, and on *appeal was denied*.

There were ten disciplinary appeals and of these 2 *were sustained*, 4 *were denied* and 4 *withdrawn*.

Of the two sustained:—

One was an all alcoholic club license revoked by the Board and on appeal, *ordered restored*, and

One all alcoholic druggist license was suspended by the Board for the sale of alcohol outside of the hours permitted by the license, and, on appeal, the *appeal was sustained* after the opinion by the Attorney General hereinbefore referred to.

There were nine appeals by citizens on licenses and transfer of licenses granted by the Board. In three of these cases, the action of the Board was upheld and in six overruled.

Two alcoholic package transfer of licenses were denied.

One malt package license was denied.

One all alcoholic restaurant was sustained.

One all alcoholic restaurant for use of second floor was sustained.

One all alcoholic restaurant transfer was sustained.

One all alcoholic tavern was sustained.

One all alcoholic package was sustained.

One all alcoholic package transfer was sustained.

Two malt restaurant licenses granted by the Board were disapproved by the Commission.

As the report shows, many hearings have been held in connection with alcoholic beverages licenses, but a large proportion of these hearings have been with reference to the granting of a license or the type of license to be granted, transfers to new locations, changes from one type of license to another, changes of hours, and the granting and changing of entertainment permits, but, the number of complaints of violations of law, of the conditions of the license, or of the rules of the Board, is, in the opinion of the Board, not large in proportion to the number of licenses.

The number of complaints with reference to miscellaneous licenses, which term includes all licenses except those connected with the sale of alcoholic beverages, runs along about the same year after year, and is substantial but not large in proportion to the number of licenses. There are practically no complaints of the sale of alcoholic beverages or alcohol by licensees holding this type of license. Quite a number of complaints against some of these licensees are caused by the presence of slot machines and other possible gambling devices, and the writing of "numbers" on licensed premises.

The Board sends with each new Sunday fruit, soft drink, and common victualer license a circular warning the licensees against any form of gambling, or having on licensed premises any slot machine or device except straight merchandise vending machines, but new devices are coming out frequently and the representatives of these devices are reported to assure licensees that their particular devices are proper, and some licensees are undoubtedly deceived thereby.

The Board co-operates with the Building Department, the Health Department, the Park Department, the School Department and the Licensing Department of the City, and its relations with these Departments, the Police Department and the Alcoholic Beverages Control Commission are harmonious.

It desires to express its appreciation of the faithful service of its secretary and employees, with regret that the service has required much overtime work on the part of some.

Respectfully submitted,

D. T. MONTAGUE,
EDWIN D. GALLAGHER,
MARY E. DRISCOLL,

Licensing Board for the City of Boston.

The Commonwealth of Massachusetts

ANNUAL REPORT

OF THE

LICENSING BOARD

FOR THE

CITY OF BOSTON

FOR THE

YEAR ENDING NOVEMBER 30

1938



1939
etc.

7 Mass Officials

ANNUAL REPORT

OF THE

LICENSING BOARD FOR THE CITY OF BOSTON

December 1, 1938

To HIS EXCELLENCY the Governor of the Commonwealth of Massachusetts:

Sir:—The Licensing Board for the City of Boston was created by the provisions of Chapter 291 of the Acts of 1906, and, as required by the same Act, the Board presents its Annual Report for the year ending November 30, 1938.

The tenure of office of David T. Montague, as Chairman of the Board, expired on June 20, 1938. He had been a long and valued member of the Board and acted as its Chairman for fourteen years.

Mr. Edward M. Richardson was appointed by Governor Hurley a member of the Board on June 9, 1938, and qualified on June 20, 1938. On June 20, 1938, Mary E. Driscoll was designated Chairman of the Board.

The personnel of the Board is at the present time: Mary E. Driscoll, Chairman; Edwin D. Gallagher and Edward M. Richardson, Commissioners; Louis Epple, Secretary, and a staff of twelve clerks, stenographers, and bookkeeper.

The office of the Board is located at No. 1 Beacon Street, Boston, Eighth Floor, where all the business of the Board is transacted and where public hearings are held.

The Board has had co-operation from clergymen of all denominations, who have most generously given of their time in attending hearings on questions of liquor licenses in which they were interested; also, from various community organizations and individuals who have, all during the license year, shown an interest and have attended many hearings in which they registered their objections to certain locations and types of liquor licenses.

The various organizations of liquor dealers have been most co-operative and there have been conferences with these groups to the end of a better supervised sale of alcoholic beverages.

Courtesy and co-operation have continued to be extended to the Board by the office of His Honor, the Mayor. This co-operation has been had with many other Departments, especially the Building Department and the Public Health Department, upon whom the Board must depend for assurance that building equipment, fire egresses, and public health standards are maintained before licenses for lodging houses and common victualers are granted.

The Alcoholic Beverages Control Commission has been co-operative and helpful during the year. Many technical questions have arisen on which valuable assistance has been given to the Board.

The Police, when requested by the Board, investigate and report on applications for all kinds of licenses. Complaints for violations of the laws and conditions on licenses premises are reported to the Board by the Police. The Board itself receives many individuals complaints, anonymous letters and telephone calls which it, in turn, refers to the Police Department for investigation and report.

Of all the types of licenses, the alcoholic beverages licenses present the greatest problem and require the most time of the Board. The Board, however, is concerned with all types of its licenses and hearings are held from time to time for violations and conditions of lodging houses, intelligence offices, billiard and pool rooms, soft drinks, firearms, and Lord's Day licenses.

The Board is perplexed and troubled in regard to the alcoholic beverage

restaurant licenses. Some restaurants are, obviously, restaurants — where the question of the service of food, to justify the common victualer license, need not be raised.

Some of our licensed restaurants, in appearance, suggest taverns, yet a generous amount of food is known to be served in these places. Others, however, are not fully satisfactory to the Board with regard to the amount of food served, and work is now under way on this problem.

The tavern license has presented little, if any, trouble before the Board. This can be explained somewhat by the law under which the taverns operate — no woman patrons — closing hour at 11 o'clock at night — no Sunday or entertainment problem because of the Board's limitation as to the type of entertainment, radio and electric phonograph only.

The difficulty the Board formerly had with the so-called night clubs has practically disappeared, and the clubs, at this time, do not present any problem to the Board.

The conduct of the licensed innholders has been most satisfactory.

DRUGGISTS

There have been, in the past, persistent rumors concerning the inclination of some druggist licensees to be careless in the observance of the law relative to the time limitations for the sale of alcoholic beverages.

In fairness to the druggist licensees, let it be said here that the rumors have far outdistanced the truth in their progress, as is usually the case.

The reason for them seems to be that the opportunity for such carelessness is far greater than in the package store, where the law requires an 11 o'clock closing hour.

This situation prompted the Board to require the druggist licensees to answer a questionnaire submitted to them. The object of this was to determine how much liquor business the druggists were doing in relation to their other business.

An examination of 165 of the questionnaires returned reveals, on the whole, that their liquor business is not the bulk of the business done.

It is interesting to note that a large portion of the business of some druggists, consists of the service of food, for which privilege they hold a common victualer license.

PICNIC GROVES

Five licenses have been issued for picnic groves this past year. The fee for this license has been \$5. The Board has voted to raise this fee to \$25 for the license year of 1939. These groves are sublet, by these licensees, to various organizations for their annual picnics and outings; they represent various racial and religious groups. The Board issues to some of these groups special licenses to serve beer, under Section 14 of Chapter 376. A fee is charged by the Board proportionate to the number attending such affair. Fifty such licenses were issued during the year 1938.

To enforce the law in regard to the age of patrons to whom beer is served, has caused both the licensee and the Board some concern, because of the obvious youth of many of the patrons.

It is thought it might be wise to issue seasonable licenses to applicants for picnic grove licenses and thereby place the responsibility of the observance of the law and regulations in their hands, rather than the various individuals to whom they sublet. This would discontinue the issuance of special licenses to various organizations.

The following special licenses were granted to

Harvard College	2	Malt Beverages
Baseball Parks	2	Malt Beverages
Symphony	1	Malt and Wine Beverages
Golf Club	1	Malt and Wine Beverages

ENTERTAINMENTS

Under the statute, entertainment licenses may be issued to innholders, club, common victualer, tavern, and soft drinks licensees, and no fee is to be charged for the first four named, whether they hold an alcoholic beverage license in connection therewith, or not, but, in the case of soft drinks licensees . . . a fee of not more than \$5 may be charged them. These entertainment licenses are granted for six days only.

The statute makes no provision for the granting of a Sunday entertainment license by the Board. However, under the statute relative to amusement licenses in the nature of sacred concerts which come within the jurisdiction of the Licensing Division of the Mayor's office, that Division acting on an opinion rendered by the Corporation Counsel issues such entertainment licenses on Sundays on the payment of \$5 fee each Sunday . . . with an additional fee of \$2 to the Department of Public Safety, which has to approve such entertainment.

This dual responsibility over places licensed by this Board creates an unsound condition and one that should be rectified by giving the Licensing authorities issuing alcoholic beverage licenses the right to issue Sunday licenses as well as six-day licenses. The Licensing authorities are charged with the conduct of its licensed places. The need of constant supervision to the end that the entertainment provided should be wholesome, is obvious. Where abuses have crept in, the Board has sent for the licensees and has dealt with them severely.

The following number and types of entertainment furnished show that the public desires some kind of social atmosphere when eating and drinking.

Entertainment licenses issued:

- 721 radio
- 333 electric phonographs
- 413 instrumental, from two-piece to full orchestra
- 259 vocal male—female singer
- 152 dancing by patrons
- 61 floor shows

The above entertainment licenses were issued to 1,092 licensees, as follows:

- 699 common victualers with alcoholic beverages
- 56 common victualers without alcoholic beverages
- 258 taverns with tavern common victualer
 - 17 taverns without tavern common victualer
 - radio and electric phonograph only for taverns
- 37 innholders with alcoholic beverages
 - 1 innholder without alcoholic beverages
- 22 clubs with alcoholic beverages
- 2 soft drinks licensees

FIREARMS, ETC.

In accordance with Chapter 140 of the General Laws, Sections 122-131b inclusive, as amended, the Board has issued licenses to sell rent or lease firearms to 12 reputable concerns:

P. Amaru & Co., Inc.	339 Hanover st.	Boston
Bowdoin Loan Co. (Moses Bahn)	11 Green st.	Boston
Frederick H. Doell	186 Washington st.	Boston
J. B. Hunter Co.	60 Summer st.	Boston
Iver Johnson Sporting Goods Co.	155 Washington st.	Boston
Jordan Marsh Co.	432 Washington st.	Boston
Kirkwood Bros., Inc.	23 Elm st.	Boston
Lake Erie Sales Co.	93 Massachusetts ave.	Boston
Raymonds, Inc.	16 Franklin st.	Boston
John M. Shaughnessy	89 Federal st.	Boston
Joseph Sonnabend (Mutual Loan Office)	2136 Washington st.	Roxbury
Tosi Music & Sporting Goods Co., Inc.	263 Hanover st.	Boston

The Bowdoin Loan Co., 11 Green Street, Boston, and Joseph Sonnabend (Mutual Loan Office) were also licensed by the Police Commissioner as pawn shops.

The following represents the reports made to this office in accordance with the law.

The sale of Revolvers	408
The sale of Rifles and Shotguns	2,271

It is obvious that a great many of these firearms are used by hunters and sportsmen.

INTELLIGENCE OFFICES

The system in our intelligence offices has somewhat changed and the Board contemplates going thoroughly into these new developments to be reassured that, in the granting of such licenses the statute is strictly observed.

MARY E. DRISCOLL
EDWIN D. GALLAGHER
EDW. M. RICHARDSON

Licensing Board

APPENDIX

FINANCIAL

Receipts and Disbursements for the year ending November 30, 1938:

Alcoholic Beverages	\$1,423,776.85
Miscellaneous Licenses	42,622.00
Miscellaneous Receipts	23.30
	<hr/>
	\$1,466,422.15
Expenses of the Board, salaries, light, rent, etc.	49,121.68
	<hr/>
Excess receipts over expenditures	\$1,417,300.47

LICENSES GRANTED BY THE BOARD

Alcoholic beverages	1,793
Retail druggists	222
Innholders and common victualers	2,625
Club victualers	7
Entertainment as required by Chap. 299, Act of 1926	1,092
Lodging houses	2,975
Sunday sale of ice cream, confectionery, soda water, or fruit	2,082
Soft drinks	1,951
Billiard tables, pool tables, and bowling alleys	223
Intelligence offices	116
Sale of firearms	13
Picnic groves	5
	<hr/>
	13,104

Total number of applications acted upon during the year:

Granted 13,104. Rejected 448. Total 13,552.

Formal Hearings, Alcoholic Beverages Applications and Licenses	739
Formal Hearings, Miscellaneous Licenses	484
	<hr/>
Total Hearings	1,223

Chapter 138 of the General Laws, as amended, governs the issuing of alcoholic beverages licenses.

Section 12 of Chapter 138 provides for the issuing of licenses for alcoholic beverages to be drunk on the premises. This includes innholders, restaurants,

taverns, and clubs, and the number of all alcoholic licenses issued under this Section is limited to 850.

By Section 17, Chapter 424, Acts of 1937, Section 12 and 15 of Chapter 138 were amended so that the limitation of malt and malt and wine licenses that may be issued is now 320.

Section 15 of said Chapter 138 provides for the issuing of all licenses for alcoholic beverages not to be drunk on the premises except licenses issued to druggists. This means package stores and the number of all alcoholic licenses that may be issued under this Section was, at the beginning of the fiscal year, 303, and, by statute taking effect February 5, 1937, 305; November 30, 1937, 304 were in operation.

Section 30A of said Chapter 138 provides for the issuing of licenses to druggists for the sale of all alcoholic beverages not to be drunk on the premises and subject to certain restrictions not applicable to regular package stores.

There is no limitation on the number of licenses that may be issued under this Section.

ALCOHOLIC BEVERAGES, HEARINGS

Kind of License	Number of Licenses	Action Taken
Innholders	2	Dismissed
Innholders	1	Placed on file, warned
Innholders	1	Miscellaneous, no action necessary
Common Victualers	6	Revoked but sentence suspended
Common Victualers	5	Dismissed
Common Victualers	79	Placed on file, warned
Common Victualers	46	Granted after hearing
Common Victualers	2	Rejected after hearing
Common Victualers	2	Suspended 1 day
Common Victualers	5	Suspended 2 days
Common Victualers	5	Suspended 3 days
Common Victualers	1	Suspended 5 days
Common Victualers	3	Suspended 1 week
Common Victualers	1	Suspended 17 days
Common Victualers	1	Suspended 2 months
Common Victualers	6	Suspended indefinitely
Common Victualers	8	Restrictions imposed
Common Victualers	14	Miscellaneous, no action necessary
Common Victualers	42	License changed
Common Victualers	6	Transfer granted
Common Victualers	3	Transfer rejected
Common Victualers	2	Withdrawn
Common Victualers	4	Cancelled
Common Victualers	1	Restrictions removed
Common Victualers	103	No change
Taverns	1	Revoked, but sentence suspended
Taverns	3	Dismissed
Taverns	34	Placed on file, warned
Taverns	13	Granted after hearing
Taverns	1	Rejected after hearing
Taverns	2	Suspended 1 week
Taverns	2	Miscellaneous, no action necessary
Taverns	6	Transfers granted
Taverns	1	Transfer rejected
Taverns	2	Withdrawn
Taverns	5	Changed to corporation
Taverns	24	No change
Retail Bottle Stores	1	Revoked
Retail Bottle Stores	1	Revoked, but sentence suspended
Retail Bottle Stores	1	Dismissed
Retail Bottle Stores	4	Placed on file, warned
Retail Bottle Stores	1	Granted after hearing
Retail Bottle Stores	1	Rejected after hearing
Retail Bottle Stores	1	Suspended 1 week
Retail Bottle Stores	3	Miscellaneous, no action necessary
Retail Bottle Stores	14	Transfers granted
Retail Bottle Stores	2	Transfers rejected
Retail Bottle Stores	4	No change
Retail Bottle Stores	1	Changed to corporation
Clubs	2	Revoked, but sentence suspended
Clubs	3	Dismissed
Clubs	2	Placed on file, warned
Clubs	9	Granted after hearing
Clubs	2	Rejected after hearing
Clubs	3	Suspended 3 days
Clubs	2	Suspended 1 week
Clubs	6	Restrictions imposed

ALCOHOLIC BEVERAGES, HEARINGS (Continued)

Kind of License	Number of Licenses	Action Taken
Clubs	1	License changed
Clubs	2	No change
Entertainment	1	Revoked, but sentence suspended
Entertainment	5	Dismissed
Entertainment	97	Placed on file, warned
Entertainment	5	Granted after hearing
Entertainment	3	Suspended 1 week
Entertainment	4	Suspended indefinitely
Entertainment	1	Restriction imposed
Entertainment	4	Miscellaneous, no action necessary
Entertainment	7	License changed
Entertainment	2	Transfer granted
Entertainment	2	Transfer rejected
Entertainment	4	Changed to corporation
Entertainment	2	Cancelled
Entertainment	22	No change
Druggists	1	Revoked
Druggists	1	Revoked, but sentence suspended
Druggists	2	Placed on file, warned
Druggists	26	Granted after hearing
Druggists	5	Rejected after hearing
Druggists	1	Suspended 3 days
Druggists	3	Suspended 1 week
Druggists	4	Suspended 3 weeks
Druggists	3	Suspended 1 month
Druggists	2	Suspended indefinitely
Druggists	1	Suspended balance of license year
Druggists	2	Transfer granted
Druggists	9	No change
Druggists without liquor	2	Revoked
Druggists without liquor	1	Dismissed
Druggists without liquor	4	Suspended 1 week
Druggists without liquor	1	Suspended indefinitely
Druggists without liquor	1	No change
Special Malt Beverages	2	Granted after hearing

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MISCELLANEOUS HEARINGS

Innholders	2	Dismissed
Innholders	2	Placed on file, warned
Common Victualers	2	Revoked
Common Victualers	3	Revoked, but sentence suspended
Common Victualers	9	Dismissed
Common Victualers	101	Placed on file, warned
Common Victualers	26	Granted after hearing
Common Victualers	5	Rejected after hearing
Common Victualers	1	Suspended 2 days
Common Victualers	2	Suspended 1 week
Common Victualers	1	Suspended 2 weeks
Common Victualers	5	Suspended indefinitely
Common Victualers	2	Restrictions imposed
Common Victualers	8	Miscellaneous, no action necessary
Common Victualers	5	Transfer granted
Common Victualers	2	Transfer rejected
Common Victualers	4	License changed
Common Victualers	3	Cancelled
Common Victualers	30	No change
Common Victualers	4	Changed to corporation
Common Victualers	1	Restriction removed
Lodging Houses	5	Revoked
Lodging Houses	4	Revoked, but sentence suspended
Lodging Houses	42	Dismissed
Lodging Houses	7	Placed on file, warned
Lodging Houses	12	Granted after hearing
Lodging Houses	3	Rejected after hearing
Lodging Houses	2	Suspended indefinitely
Lodging Houses	1	Restrictions imposed
Lodging Houses	1	Transfer granted
Lodging Houses	1	No change
Lodging Houses	3	Restrictions removed
Intelligence Offices	1	Placed on file, warned
Intelligence Offices	2	Granted after hearing
Intelligence Offices	1	Rejected after hearing
Intelligence Offices	1	Miscellaneous, no action necessary
Fruit, etc.	4	Revoked
Fruit, etc.	7	Revoked, but sentence suspended
Fruit, etc.	4	Dismissed
Fruit, etc.	21	Placed on file, warned

MISCELLANEOUS HEARINGS (Continued)

Kind of License	Number of Licenses	Action Taken
Fruit, etc.	33	Granted after hearing
Fruit, etc.	2	Rejected after hearing
Fruit, etc.	1	Suspended 2 days
Fruit, etc.	2	Suspended 1 week
Fruit, etc.	3	Suspended 2 weeks
Fruit, etc.	2	Suspended 3 weeks
Fruit, etc.	1	Suspended indefinitely
Fruit, etc.	2	Transfers granted
Fruit, etc.	1	Cancelled
Fruit, etc.	2	No change
Soft Drinks	2	Revoked
Soft Drinks	5	Revoked, but sentence suspended
Soft Drinks	4	Dismissed
Soft Drinks	21	Placed on file, warned
Soft Drinks	25	Granted after hearing
Soft Drinks	2	Suspended 1 week
Soft Drinks	4	Suspended 2 weeks
Soft Drinks	2	Suspended 3 weeks
Soft Drinks	2	Suspended indefinitely
Soft Drinks	1	Transfer granted
Soft Drinks	1	Cancelled
Billiard, pool, etc.	1	Revoked
Billiard, pool, etc.	2	Dismissed
Billiard, pool, etc.	1	Placed on file, warned
Billiard, pool, etc.	13	Granted after hearing
Billiard, pool, etc.	2	Rejected after hearing
Billiard, pool, etc.	7	No change
	484	

RECAPITULATION

December 1, 1937 to December 1, 1938

Alcoholic Beverages	Miscellaneous
Revoked	4
Revoked, but sentence suspended	12
Dismissed	20
Placed on file, warned	219
Granted after hearing	102
Rejected after hearing	11
Suspended	58
Restrictions imposed	15
License changed	50
Transfer granted	30
Transfer rejected	8
Withdrawn	4
Change to corporation	10
Cancelled	6
No change	165
Restrictions removed	1
Miscellaneous, no action necessary	24
	739
	484

TABLE 1. INNOLDERS (ALCOHOLIC BEVERAGES)

Section 12, Chapter 138, General Laws

Application filed	39
Applications granted	38
Application rejected (malt)	1
Changed to Common Victualer	1
Places licensed	37
Fees collected	38 @ \$2,000 \$76,000
The fees fixed by the Board are as follows:	
All Alcoholic Beverages	\$2,000
Malt and Wine	750
Malt	400

TABLE 2. COMMON VICTUALERS (ALCOHOLIC BEVERAGES)

Section 12, Chapter 138, General Laws

Applications filed				835
Applications granted			749	
All Alcoholic	7 day	384		
	6 day	102		
Malt and Wine	7 day	54		
	6 day	6		
Malt	7 day	150		
	6 day	53		
Places licensed			707	
All Alcoholic		462		
Malt and Wine		54		
Malt		191		
Cancelled:			35	
By the Board		22		
Non-payment of fee		13		
Rejected			86	
Reconsidered and granted			26	
Transfers				
Granted			27	
Rejected			15	
Reconsidered and granted			4	
Cancelled by the Board:				
All Alcoholic	7 day	10		
	6 day	5		
Malt and Wine	7 day	3		
Malt	7 day	3		
	6 day	1		
Cancelled for non-payment of fee:				
All Alcoholic	7 day	7 @ \$1,200	\$ 8,400	
All Alcoholic	6 day-1 AM	1 @ 1,100	1,100	
All Alcoholic	6 day-mid	1 @ 1,000	1,000	
Malt and Wine	7 day	1 @ 500	500	
Malt	7 day	1 @ 400	400	
Malt	6 day-1 AM	1 @ 375	375	
Malt	6 day-mid	1 @ 325	325	
Reconsidered and rejected:				
All Alcoholic	7 day	1 @ \$1,200	1,200	
All Alcoholic	6 day	1 @ 1,000	1,000	
*All Alcoholic	6 day	1 @ 350	350	
*This is a balance on change of class				\$14,650

RESTAURANTS

<i>Change of Class</i>		
Changed from		
All Alc. Innholder to All Alc. 7 day Restaurant		1
All Alc. Tavern to All Alc. Restaurant		18
Malt Tavern to Malt 6 day Mid. Alc. Restaurant		3
All Alc. 6 day-1 A.M. to All Alc. 7 day Restaurant		8
All Alc. 6 day-mid. to All Alc. 7 day Restaurant		2
All Alc. 6 day-mid. to All Alc. 6 day Restaurant 1 A.M.		2
Malt and Wine 7 day to All Alc. 7 day Restaurant		2
Malt and Wine 6 day-1 A.M. to Malt and Wine 7 day Restaurant		4
Malt and Wine 6 day-mid. to Malt and Wine 7 day Restaurant		7
Malt 7 day to All Alc. 7 day Restaurant		3
Malt 6 day-1 A.M. to Malt 7 day Restaurant		2
Malt 6 day-mid. to Malt 7 day Restaurant		5
Malt 6 day-mid to Malt 6 day-1 A.M. Restaurant		1

Fees payable

All Alcoholic—7 days	365 @	\$1,200	\$438,000.
All Alcoholic—6 days—1 A.M.	28 @	1,100	30,800.
All Alcoholic—6 days—midnight	64 @	1,000	64,000.
Malt & Wine—7 days	51 @	500	25,500.
Malt & Wine—6 days—1 A.M.	9 @	450	4,050.
Malt—7 days	147 @	400	58,800.
Malt—6 days—1 A.M.	9 @	375	3,375.
Malt—6 days—midnight	42 @	325	13,650.

Changes from Taverns

All Alcoholic—6 days—1 A.M.	3 @	350	1,050.
All Alcoholic—6 days—midnight	6 @	250	1,500.
Malt—7 days	2 @	200	400.
Malt—6 days—midnight	3 @	125	375.
Balance from 1937 on change from			
Malt & Wine—7 days to All—6 days midnight .	1 @	500	500.

Net Fees Collected			\$642,000.
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The fees fixed by the Board are as follows:

All Alcoholic—7 days	\$1,200.
All Alcoholic—6 days—1 A.M.	1,100.
All Alcoholic—6 days—midnight	1,000.
Malt & Wine—7 days	500.
Malt & Wine—6 days—1 A.M.	450.
Malt & Wine—6 days—midnight	400.
Malt—7 days	400.
Malt—6 days—1 A.M.	375.
Malt—6 days—midnight	325.

TABLE 3. TAVERNS

Section 12, Chapter 138, General Laws

Applications filed		362
Applications granted		332
All Alcoholic	316	
Malt & Wine	2	
Malt	14	
Changed from common victualer		8
Places licensed		327
All Alcoholic	312	
Malt & Wine	2	
Malt	13	
Cancelled		5
By the Board	2	
Non-payment of fee	3	
Rejected		30
Reconsidered and granted		18
Changed to common victualer		18
Transfers:		
Granted		12
Rejected		3
Reconsidered and granted		1

Change of Class

Tavern All Alcoholic to Common Victualer All Alcoholic	14
Tavern Malt to Common Victualer Malt & Wine	2
Tavern Malt to Common Victualer Malt	2
Changed from Common Victualer with no fee	4

Fees payable:

All Alcoholic	311 @ \$750.	\$233,250.
All Alcoholic	1 @ 375.	375.
Malt & Wine	2 @ 300.	600.
Malt	14 @ 200.	2,800.

 \$237,025.

Cancelled for non-payment:

All Alcoholic	2 @ 750.	1,500.
Malt	1 @ 200.	200.
Changed to Common Victualer		
All before payment Tavern		
Fee	1 @ 750.	750.
Unpaid All Alcoholic	4 @ 750.	3,000.
Gross Receipts	\$237,025.	
Deductions	5,450.	

 Net Fees Collected \$231,575.

The fees fixed by the Board were as follows:

All Alcoholic	\$750.
Malt and Wine	300.
Malt	200.

TABLE 4. CLUBS (ALCOHOLIC BEVERAGES)

Section 12, Chapter 138. General Laws

Applications filed	53
Places operating November 30, 1938	50
*Applications granted	50
All Alcoholic	46
Malt & wine	2
Malt	2
Rejected	3

Fees Collected:

All Alcoholic (Special)	1 @ \$1,200	\$1,200
All Alcoholic	45 @ 600	27,000
Malt & Wine	2 @ 400	800
Malt	2 @ 300	600

 Net fees collected \$29,600

*Note:—1 rejected application reconsidered and granted by Board—1 rejected application ordered granted by A.B.C. Commission.

TABLE 5. ONE DAY SPECIAL ALCOHOLIC LICENSE

Section 14, Chapter 138, General Laws

Applications granted	269
Applications rejected	36
Cancelled for non-payment	11
Reconsidered and granted	9
Places licensed	258
Fees collected	\$776

The fees fixed by the Board vary according to the number of people to be served.

Note:—Unpaid—1 @ \$4.00.

SPECIAL ALCOHOLIC LICENSES FOR LESS THAN ONE YEAR

Section 14, Chapter 138. General Laws

Applications granted			7
Places licensed			7
Fees payable:			
2 @ \$400.00	\$	800.00	
2 @ 300.00		600.00	
1 @ 270.85		270.85	
1 @ 50.00		50.00	
1 @ 5.00		5.00	
<u>7</u>		<u>\$1,725.85</u>	

Fees collected \$1,725.85

The fees fixed by the Board vary according to the number of days to be used and the number of people present at the gatherings.

TABLE 6. RETAIL PACKAGE GOODS STORES

Section 15, Chapter 138, General Laws

Applications filed			365
Places, granted and operating on November 30, 1938			355
All alcoholic		303	
Malt and Wine		5	
Malt		47	
Cancelled by Board			1
Malt		1	
Cancelled for Non-payment of Fee			3
Malt & Wine		2	
Malt		1	
Revoked			1
All Alcoholic		1	
Rejected			5
All Alcoholic		1	
Malt		4	
Transfers rejected			8
Fees payable:			
All Alcoholic	304 @	\$1,200	\$364,800
Malt and Wine	8 @	600	4,800
Malt	48 @	300	14,400
			<u>\$384,000</u>

Deduction—cancelled for non-payment \$ 1,500

Net Fees Collected \$382,500

TABLE 7. DRUGGISTS

Applications filed			222
Applications granted			202
Places licensed			192
Cancelled:			9
Non-payment of fee		4	
For the Board		5	
Revoked			1
Rejected			19
Transferred			2
Fees collected:			
202 @ \$300			\$60,600
1 @ 200 unpaid—1937			200
			<u>\$60,800</u>

Deduction—cancelled for non-payment 4 @ \$300 1,200

Net Fees Collected \$59,600

MISCELLANEOUS LICENSES

TABLE 8. INNHOLDERS

Granted	60
Places licensed	56
Cancelled	1
Surrendered	1
Rejected	1
Fees Collected	\$300
The fee is fixed by statute not to exceed \$5.	

TABLE 9. COMMON VICTUALERS

Granted	2,565
Places licensed	2,367
Cancelled	191
Surrendered	123
Non-payment of fee	68
Revoked	7
Rejected	138
Transferred	70
*Fees collected	\$12,470

*Note:—3 licenses 1938 unpaid. Of the licenses granted, 29 were for dining cars.

The fee is fixed by statute not to exceed \$5.

TABLE 10. CLUB VICTUALERS (WITHOUT ALCOHOLIC BEVERAGES)

Applications granted	7
Places licensed	7
Rejected	1
Fees collected	\$35

The fee is fixed by statute not to exceed \$5.

TABLE 11. LODGING HOUSES

Granted	2,975
Places licensed	2,680
Cancelled	224
Surrendered	145
Non-payment of fee	79
Revoked	5
Rejected	35
Transferred	46
Withdrawn	1
Fees collected (includes 3 unpaid licenses of 1937)*	\$5,790

*Note:—4 licenses of 1938 unpaid.

The fee established by the City is \$2.

TABLE 12. SUNDAY SALE OF ICE CREAM, CONFECTIONERY, SODA WATER, FRUIT

Unpaid of 1937	4
Granted	2,082
Cancelled	166
Cancelled for non-payment of fee	63
Rejected*	34
Transferred	19
Transfers rejected	2
Revoked	4
Withdrawn	20
Fees collected	\$10,100
2,086 licenses @ \$5	\$10,430.00
minus 67 licenses @ 5	335.00
	\$10,095.00
Forfeited fee added	5.00
	<u>\$10,100.00</u>

*1 reconsidered and rejected. 1 fee forfeited to City.
 3 unpaid licenses of 1938.
 The fee is established by law at \$5.

TABLE 13. RETAIL VENDORS OF SOFT DRINKS

Unpaid of November 30, 1937	4
Granted	1,951
Cancelled	158
For the Board	113
For non-payment of fee	45
Rejected	15
Transfers granted	12
Transfers rejected	1
Revoked	3
Withdrawn	15
Fees	\$1,955
Net fees collected*	\$1,909

*Note:—4 licenses unpaid of 1938. 1 fee forfeited to City. 1 fee paid twice.

The fee is established by law at \$1.00.

TABLE 14. BILLIARD, POOL, AND BOWLING ALLEYS

Applications granted	223
Places licensed (public)	186
Places licensed (club)	23
Cancelled:	9
For the Board	5
For non-payment of fee	4
Revoked	1
Rejected	17
Additional	4
Transferred	3
Withdrawn	6

	<i>Billiard</i>	<i>Pool</i>	<i>Bowling Alleys</i>	
Of applications granted	154	742	756 @ \$5	\$8,260
Of applications cancelled for non-payment	2	16	— @ 5	90
	152	726	756	\$8,170
Of applications unpaid for 1938	—	3	— @ 5	15
	152	723	756	\$8,155
Net fees collected				\$8,155
Fee established by the Board is \$5 for each table or alley.				

TABLE 15. INTELLIGENCE OFFICES

Applications granted	116
Places licensed	104
Cancelled:	5
For the Board—Class 1	1
For non-payment of fee—Class 1	4
Reconsidered and rejected	1
Transferred	2
Withdrawn	1
Of applications granted:	

62	Class 1 @	\$50	\$3,100
35	Class 2 @	25	875
19	Class 3 @	2	38

Gross fees \$4,013
 Cancelled for non-payment:

4 Class 1 @ \$50 \$200

Reconsidered and rejected:

1 Class 1 @ 50 50

Total deductions 250

Net fees collected \$3,763

Six licensees hold two classes of licenses.

The fees fixed by the Board are:

Class 1—\$50
 Class 2—\$25
 Class 3—\$2.

TABLE 16. PICNIC GROVES

Applications granted	5
Places licensed	5
Fees collected	\$25

The fee fixed by the Board is \$5.

TABLE 17. FIREARMS

Applications granted	13
Places licensed	12
Cancelled:	1
Surrendered	1
Fees collected	\$65

The fee established by the Board is \$5.

TABLE 18. ENTERTAINMENT

Licenses granted	1,092
Innholders	37
Common Victualers	1,014
Clubs	22
Taverns (no common victualer)	17
Fruit and Soft Drinks (\$5 each)	2
Places in operation	1,050
Cancelled	40
Innholders	2
Common Victualers	37
Fruit and Soft Drinks	1
Rejected	28
Common Victualers	26
Clubs	1
Fruit and Soft Drinks	1
Revoked	2
Common Victualers	2
Transferred	39
Common Victualers	37
Innholder	1
Tavern	1
Total fees received:	

2 @ \$5

\$10

TABLE 19. MISCELLANEOUS RECEIPTS

Sale of Firearms Books	\$23.30
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TABLE 20. EXPENDITURES FROM DECEMBER 1, 1937 TO DECEMBER 1, 1938

Personal Service

Commissioners, Secretary, and Permanent Employees . .	\$41,644.71
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Services other than Personal

Printing and binding	41.83
Transportation of persons	121.75
Light	508.01
Rental	4,548.00
Communication	415.09
Cleaning	6.35
Investigation, etc.	12.50
General plant repair	112.75

Equipment

Office	9.00
Tools and Instruments . . . . .	.90
Library	18.50

Supplies

Office	1,604.64
Food and ice	10.55
Laundry, cleaning, etc.	25.55
Miscellaneous supplies	27.70

Electrical

.	13.85
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 \$49,121.68

The Commonwealth of Massachusetts

ANNUAL REPORT

OF THE

Mass.: LICENSING BOARD

FOR THE

CITY OF BOSTON

FOR THE

YEAR ENDING NOVEMBER 30

1939



JUN 24 1947

ANNUAL REPORT

MASS. OFFICIALS

LICENSING BOARD FOR THE CITY OF BOSTON

December 1, 1939

TO HIS EXCELLENCY LEVERETT SALTONSTALL *Governor of the Commonwealth of Massachusetts:*

Sir:—As required by Chapter 291, Acts of 1906, the Licensing Board for the City of Boston presents its Annual Report for the year ending November 30, 1939.

PERSONNEL OF THE BOARD

Mary E. Driscoll, Chairman; Edwin D. Gallagher and Edward M. Richardson, Commissioners; Louis Epple, Secretary, and a staff of thirteen employees.

LEGISLATION

Chapter 92 of the Acts of 1939 amends the last paragraph of Section 16B of Chapter 138 of the General Laws, as follows:

"The licensing authorities shall not receive more than one application for a license under section twelve or fifteen to be exercised on the same premises during the same license year, except in any case where they otherwise determine."

Chapter 263 of the Acts of 1939 amends part of Section 17 in the second from the last paragraph, as follows:

"The Licensing Board for the City of Boston may grant eight hundred and fifty licenses for the sale of all alcoholic beverages under section twelve; provided, that no further original licenses under said section shall be granted until the number of licenses outstanding thereunder shall have been reduced to less than seven hundred by cancellation or revocation or the failure of holders of such licenses to apply for renewals and thereafter licenses thereunder may be granted only up to a total not exceeding seven hundred. Said board may grant three hundred and five licenses for the sale of all alcoholic beverages under section fifteen; provided, that no further original licenses under said section shall be granted until the number of licenses outstanding thereunder shall have been reduced to less than two hundred and fifty by cancellation or revocation or the failure of holders of such licenses to apply for renewals and thereafter licenses thereunder may be granted only up to a total not exceeding two hundred and fifty. The number of licenses for the sale of wines and malt beverages only, or both, in the said city shall not exceed three hundred and twenty."

The provisions of Chapter 414 of the Acts of 1939, related to notices of applications for alcoholic beverages licenses, whether an original license or a transfer of such license from one location to another, to be sent to abutters, also to schools, churches and hospitals within a radius of 500 ft. of the proposed location. The applicant must also file with the Board the return registered receipts for notices sent to such abutters, and to any school, church or hospital within a radius of 500 ft. of the proposed location; also a list of the abutters as shown by the Assessors' most recent valuation list. A form for this affidavit was prepared for use of the applicants.

Irregularities detected by the Board in the issuing of 1939 liquor licenses required an audit of the accounts, which resulted in many changes being made in the methods used in the receiving of applications and in the granting of licenses.

Voted:

Jan. 27, 1939.—That the Board would sign the following named licenses:

All kinds of alcoholic beverages
Intelligence office
Billiard, pool or sippio tables and bowling alleys
Firearms

Feb. 1, 1939.—That beginning this date no representative of the Board shall call at the City Collector's Office for paid bills for alcoholic beverages licenses, and that the system shall be changed as follows: When a bill is presented at the City Collector's Office for payment, the City Collector after having receipted the bill will cut off and retain that part of the bill marked "Receipt for City Collector", and return to the licensee the remainder of the bill marked "Applicant's Receipt" and "Receipt for the Licensing Board". The licensee will then take the remainder of the bill to the office of the Board, where a clerk of the Board will cut off and retain for the records that part of the bill marked "Receipt for the Licensing Board", and return to the licensee, together with his license, that part of the bill marked "Applicant's Receipt".

Mar. 30, 1939.—To send the following notice to all holders of alcoholic beverages licenses:

Good Friday is observed throughout the Christian World by special services; therefore, the Board requests its alcoholic beverages licensees to observe Good Friday, April 7, 1939, by discontinuing the sale of alcoholic beverages between the hours of 12 o'clock noon and 3:00 P.M. on that day.

April 28, 1939.—That beginning this date no representative of the Board shall call at the City Collector's Office for paid bills for miscellaneous licenses, and that the system shall be changed as follows: When a bill is presented at the City Collector's Office for payment, the City Collector after having receipted the bill will cut off and retain that part of the bill marked "Receipt for City Collector", and return to the licensee the remainder of the bill marked "Applicant's Receipt" and "Receipt for the Licensing Board". The licensee will then take the remainder of the bill to the office of the Board, whereupon an employee of the Board will cut off and retain for the records that part of the bill marked "Receipt for the Licensing Board", and return to the licensee, together with his license, the part of the bill marked "Applicant's Receipt".

May 16, 1939.—To send the following circular to all holders of package store licenses.

Your attention is called to the last paragraph of Section 15 of Chapter 138 of the General Laws:

Section 15.—". . . Any sale of such beverages shall be conclusively presumed to have been made in the store wherein the order was received from the customer."

This means that sales must be made in your licensed store. Solicitation and orders requested elsewhere than in such store are, in the opinion of the Board, illegal.

May 16, 1939.—To send the following circular to the holders of innholder, common victualer, tavern, and club licenses:

"It has come to the attention of the Board that some licensees have been and are selling alcoholic beverages in original packages to be taken off the premises or delivered to certain addresses of customers or friends.

"This is a clear violation of the law which allows you to sell only to be consumed upon your licensed premises.

"You are hereby warned that the Board will take drastic action against any licensee who persists in this practice."

June 2, 1939.—That the Chairman be authorized to sign all cancellations and revocations passed upon by the Board.

June 16, 1939.—That, hereafter, any person desiring a special malt or a wines and malt beverages license must file an application for such license at least seven days before the date of the social affair.

Sept. 20, 1939.—That the vote of the Board of April 11, 1934, regarding the sale of Nips, be amended to include the words "except light wines and malt beverages", the amended vote to read as follows:

"That the sale of alcoholic beverages not to be drunk on the premises, except light wines and malt beverages, in containers of less than one-half pint by holders of licenses for the sale of alcoholic beverages not to be drunk on the premises and by druggists licensed to sell alcoholic beverages for medicinal, mechanical, or chemical purposes, is hereby prohibited on and

after May 1, 1934, and that there be inserted as a condition in the permanent licenses to be hereafter granted the words 'no alcoholic beverages, except light wines and malt beverages, shall be sold in containers holding less than one-half pint.'

WORK OF THE BOARD

Intelligence Offices:

Section 43, Chapter 140 of the General Laws, states: "The keeper of an intelligence office shall not receive or accept any money from a person seeking employment through the agency of such office unless employment of the kind demanded is furnished".

There have been several hearings this year due to confusion that exists in regard to advisory service and employment placement, resulting in greater emphasis being placed upon the statute, the meaning of which is very clear.

Because of the close alliance and relationship between the intelligence office business and the business of the so-called advisory service or vocational counsel, the Board has ruled that no advisory service organization or no vocational counsel organization, holding an intelligence office license, shall receive or accept any money for such service unless and until employment is furnished to their clients.

Billiard, Pool, Etc.:

Billiard, pool, and sippio tables and bowling alleys licenses are granted under Section 177, Chapter 140 of the General Laws, and are "to be used for amusement merely and not for the purpose of gaming for money or for property". The use of bowling alleys by men and women is greatly increasing in popularity, but this type of license does not present to the Board the problem concerning minors, that does exist on premises licensed for pool tables. Section 179 states that the keeper of a billiard, pool or sippio room or table, or bowling alley, who admits a minor thereto without the written consent of his parent or guardian, shall forfeit ten dollars for the first and twenty dollars for each subsequent offence. In many cases, however, such notes are unreliable.

Fruit, etc. and Soft Drinks Licenses:

These licenses are placed in many of the small neighborhood stores selling groceries and such merchandise as is suitable for the demands of the residents in that district.

The Board received complaints that the licensees of these stores were selling Bay Rum in small bottles which was being consumed on and near the premises, and that many of these sales were made on Sunday morning before the legal opening hour for the serving of alcoholic beverages in hotels and restaurants at 1 o'clock. This resulted in the issuance of a circular by the Board expressing its disapproval of the sale of this article in this type of store and requesting the licensees to discontinue the practice with the warning that failure to do so would be the basis for action on the part of the Board.

Lodging House Licenses:

The licensees of many lodging houses frequently come before the Board on reports from the Police of arrests of persons from their premises on charges of immorality. In most of these cases, it is obvious to the Board that the licensees have endeavored to conduct their licensed premises in compliance with the law.

Druggists:

It is obvious that the type of business being done in the drug stores is changing. We find not only prescription and medicinal supplies business, but a substantial food business and many types of merchandise for which there seems to be a demand.

The Board has been pleased to note that a great many of the drug stores holding this type of liquor license, are stores that close about midnight; it would seem that there is less trouble with licensees holding druggist liquor licenses who bring their hour of closing nearer to that of the package store which is controlled by statute and must close at 11 P.M. Druggists may sell alcoholic beverages, on physician's prescription, after 11 P.M.

Entertainment:

The Board is aware that there is a public demand for entertainment in some of our restaurants selling alcoholic beverages. Many of these places,

referred to as "Night Spots", provide their patrons with a floor show and social dancing privileges. Generally, these floor shows and the entertainment program are consistent with decency. From time to time, however, the Board finds that there is entertainment which is vulgar and sometimes indecent.

The week-day entertainment licenses, granted by the Board under Section 183A, Chapter 140 of the General Laws, as amended, are carefully observed as to the type of advertising used and the kind of entertainment provided. The increased use of electric phonograph in licensed premises by which the patron deposits a coin, has brought problems before the Board in regard to the character of some of the songs on these records. Co-operation has been received from the licensees to the end of keeping a decent standard . . . and to further such, a member of the Board addressed a group of booking agents and entertainers, following which there was a round-table discussion of our mutual problems.

In the analysis of 1107 entertainment licenses issued, radio privilege was granted to 1039, the electric phonograph privilege to 633. The operation of many of these phonographs is dependent upon the deposit of 5c by the patron of the licensed premises, and music is not forthcoming unless at the wish of some patron. The instrumental music privilege, granted to 380, includes full orchestras for dancing, singing, etc. The vocal singing privilege was granted to 225, and, to 62, floor shows; the latter includes solo dancing and dancing by groups, acrobatic stunts, comic skits, etc. All entertainers are required by the Board to have definite positions on the premises and are not permitted to mingle with the guests. It is interesting to note that "dancing by patrons" is permitted in 117 cases.

Entertainment licenses, numbering 55, were cancelled, rejected, or revoked by the Board.

A great deal of detail work is required in the issuance of these licenses, with transfers, amendments, and withdrawals entailing further work . . . and, for which the City of Boston does not receive any revenue.

The practice of the Board, commenced in 1938, in referring applications for common victualer licenses to the Board of Health and applications for lodging houses and dancing licenses to the Building Department for investigation and report, is proving satisfactory. Where the premises applied for do not meet the requirements of these departments, the applicants have been requested to make such changes as suggested; such changes apply to fire egresses, sanitary conditions (toilet conditions), kitchen equipment, etc., and must be approved by the particular department before the license is issued by the Board. Also, the construction of a building is an important factor in the consideration of a license for dancing by patrons on licensed premises. Splendid co-operation has existed in carrying out this program.

A great many protests are being received upon the filing of applications for licenses in certain sections of the City, and it is very difficult, indeed, in the consideration of a transfer of a license from one section to another to find a location that does not create a great deal of opposition. While opposition comes from clergymen and representative citizens of the Districts, much of it comes from individual home owners and tax payers.

FEES

Conferences have been held with His Honor, the Mayor, concerning the method of issuing licenses, of license fees, and revenue in general.

The Board increased the following fees of alcoholic beverages licenses:

All Alcoholic—Common Victualer, 7 Days.....	from \$1,200 to \$1,300
All Alcoholic Club.....	from 600 to 800

The following fees were fixed and passed by the City Council on December 29, 1938, and approved by the Mayor on December 30, 1938:

The fee for the license for innholders provided for under Section 2 of Chapter 140 of the General Laws shall be \$25; provided, however, that in the event that an innholder is the holder of a license for the sale of alcoholic beverages, said fee shall be \$5. Effective January 1, 1939.

The fee for the license for common victualers provided for under Section 2 of Chapter 140 of the General Laws shall be \$7.50. Effective January 1, 1939.

The fee for the license to persons to keep open their places of business for the retail sale of beverages provided for under Section 21A of Chapter 140 of the General Laws shall be \$2. Effective May 1, 1939.

Continued courtesy and co-operation are shown to the Board by the office of His Honor, the Mayor. This co-operation exists with the Building Department and the Public Health Department on whom the Board must depend for rules as to safety of buildings, fire egresses, etc., and for public health standards on premises licensed for common victualer and lodging houses.

Advice and counsel are given to the Board by the members of the Alcoholic Beverages Control Commission and the program continues to work out co-operatively and constructively.

TRANSFER OF ALCOHOLIC BEVERAGES LICENSES

The law specifies instances where alcoholic beverages licenses may be transferred from one person to another.

These instances are two in number, to wit:

- a. From an individual to a corporation.
- b. From a corporation to a corporation.

During the past year, the requests for such transfers became so numerous, that the Board found it necessary to adopt certain regulations calculated to give the Board accurate information as to the personal and controlling interests in our corporations.

In both the above instances, the law provides that "interests" in the transferee corporation must be "substantially the same" as the "interests" in the transferor's business. The Board to assure the observance of this part of the law, voted that the "interests" in the transferor's business must hold 90% of the stock in the transferee corporation.

In this connection, the transferor must file (under oath) a list of his debts and the transferee corporation must file with the Board a certified copy of a vote . . . assuming all the outstanding obligations of the transferor's business. The obvious purpose of this regulation is to prevent escape from just debts.

In addition, the Board has ruled that no changes in stock during any year shall be made except on petition approved by it.

The Board adopted the following method of procedure (for the transfer of a license from an individual to a corporation and from a corporation to a corporation, and for the transfer of stock in a corporation from an individual or individuals to another individual or another group of individuals) with the purpose in mind of knowing more intimately, and acquiring a more personal contact with, the persons controlling our corporations, than heretofore has been the case.

The mechanical steps that are necessary (1) in the transfer of a license, and (2) in the transfer of stock, are given below:

TRANSFER FROM INDIVIDUAL TO CORPORATION

The following information is requested by the Board:

Individual's Name
Location
Class
Name of Corporation
Voting Certificate
Bond Vote
Manager and Principal—Representative Vote
List of Officers
Citizenship Statement
Questionnaires from New Men.....
Police Record Sent
Police Record Received
Copy of New Charter, or Receipt
Affidavit that it is not a Sale.....
List of debts, under oath, filed.....
Vote of the Corporation Assuming Such Debts.....
Attorney's Name and Address

CHANGE OF STOCK IN CORPORATION

Name of Corporation
Location
Class
Voting Certificate
Change of Manager, etc.
Bond Vote
List of New Officers
Citizenship Statement
Who purchasing, with Questionnaire
Police Record Sent

Police Record Received
 Petition to Board by New Parties to Acquire Stock in the Corporation.....
 Petition to Drop Manager and Substitute New Manager.....

When all papers are ready, new stockholders must appear before the Board for individual questioning as to record and finances.

Attorney's Name and Address.....

Respectfully submitted,

BY THE LICENSING BOARD:

MARY E. DRISCOLL, *Chairman*

EDWIN D. GALLAGHER

EDWARD M. RICHARDSON

APPENDIX

FINANCIAL

Receipts and Disbursements for the year ending November 30, 1939:

Alcoholic Beverages	\$1,466,466.00
Miscellaneous Licenses	50,626.00
Miscellaneous Receipts	57.35
	<hr/>
	\$1,517,149.35
Expenses of the Board, salaries, light, rent, etc.	52,474.51
	<hr/>
Total receipts over expenditures	\$1,464,674.84

LICENSES GRANTED BY THE BOARD

Alcoholic beverages	1,654
Retail druggists	190
Innholders and common victualers	2,634
Club victualers	7
Entertainment as required by Chap. 299, Acts of 1926	1,143
Lodging houses	2,961
Sunday sale of ice cream, confectionery, soda water, or fruit	1,987
Retail vendors of soft drinks	1,871
Billiard tables, pool tables, and bowling alleys	223
Intelligence offices	133
Sale of firearms	12
Picnic groves	4
	<hr/>
	12,819

Total number of applications acted upon during the year:

Granted 12,819. Rejected 494. Total 13,311.

Formal Hearings, Alcoholic Beverages Applications and Licenses	570
Formal Hearings, Miscellaneous Licenses	390
	<hr/>
Total Hearings	960

Chapter 138 of the General Laws, as amended, governs the issuing of alcoholic beverages licenses.

Section 12 of Chapter 138 provides for the issuing of licenses for alcoholic beverages to be drunk on the premises. This includes innholders, restaurants, taverns, and clubs, and the number of all alcoholic licenses issued under this Section is limited to 850.

By Section 17, Chapter 424, Acts of 1937, Sections 12 and 15 of Chapter 138 were amended so that the limitation of malt and malt and wine licenses that may be issued is now 320.

Section 15 of said Chapter 138 provides for the issuing of all licenses for alcoholic beverages not to be drunk on the premises except licenses issued to druggists. This means package stores and the number of all alcoholic licenses that may be issued under this Section was, at the beginning of the fiscal year, 303, and, by statute taking effect February 5, 1937, 305; November 30, 1939, 303 were in operation.

Section 30A of said Chapter 138 provides for the issuing of licenses to druggists for the sale of all alcoholic beverages not to be drunk on the premises and subject to certain restrictions not applicable to regular package stores.

There is no limitation on the number of licenses that may be issued under this Section.

ALCOHOLIC BEVERAGES, HEARINGS

Kind of License	Number of Licenses	Action Taken
Innholders	1	Revoked, but sentence suspended
Innholders	3	Dismissed
Innholders	2	Placed on file, warned
Innholders	1	Granted after hearing
Innholders	1	Suspended 1 day
Innholders	1	Changed to corporation
Common Victualers	2	Revoked
Common Victualers	8	Revoked, but sentence suspended
Common Victualers	10	Dismissed
Common Victualers	35	Placed on file, warned
Common Victualers	21	Granted after hearing
Common Victualers	1	Rejected after hearing
Common Victualers	3	Suspended 1 day
Common Victualers	8	Suspended 2 days
Common Victualers	3	Suspended 3 days
Common Victualers	2	Suspended 5 days
Common Victualers	2	Suspended 6 days
Common Victualers	4	Suspended 1 week
Common Victualers	7	Suspended indefinitely
Common Victualers	11	Restrictions imposed
Common Victualers	11	Miscellaneous, no action necessary
Common Victualers	13	License changed
Common Victualers	12	Transfer granted
Common Victualers	4	Transfer rejected
Common Victualers	2	Withdrawn
Common Victualers	2	Changed to corporation
Common Victualers	56	No change
Common Victualers	4	Change of stockholders
Common Victualers	7	Restrictions removed
Taverns	1	Dismissed
Taverns	10	Placed on file, warned
Taverns	3	Granted after hearing
Taverns	1	Rejected after hearing
Taverns	1	Suspended 3 days
Taverns	4	Suspended indefinitely
Taverns	2	Miscellaneous, no action necessary
Taverns	5	Transfer granted
Taverns	2	Withdrawn
Taverns	1	Changed to corporation
Taverns	14	No change
Taverns	6	Change of stockholders
Retail Bottle Stores	3	Placed on file, warned
Retail Bottle Stores	11	Granted after hearing
Retail Bottle Stores	2	Suspended 3 days
Retail Bottle Stores	2	Suspended 4 days
Retail Bottle Stores	1	Suspended 1 week
Retail Bottle Stores	15	Transfer granted
Retail Bottle Stores	10	Transfer rejected
Retail Bottle Stores	15	No change
Retail Bottle Stores	1	Miscellaneous, no action necessary
Clubs	1	Change of stockholders
Clubs	2	Revoked, but sentence suspended
Clubs	1	Dismissed
Clubs	3	Placed on file, warned
Clubs	1	Suspended 2 days
Clubs	1	Suspended 6 days
Clubs	1	Restrictions imposed
Clubs	6	Miscellaneous, no action necessary
Clubs	2	License changed
Clubs	1	Transfer granted
Clubs	1	No change
Entertainment	2	Revoked
Entertainment	6	Revoked, but sentence suspended
Entertainment	10	Dismissed
Entertainment	46	Placed on file, warned
Entertainment	7	Granted after hearing
Entertainment	1	Suspended 1 day
Entertainment	2	Suspended 3 days
Entertainment	1	Suspended 4 days
Entertainment	2	Suspended 10 days
Entertainment	1	Suspended 1 week
Entertainment	7	Suspended indefinitely
Entertainment	4	Restrictions imposed
Entertainment	7	Miscellaneous, no action necessary

ALCOHOLIC BEVERAGES, HEARINGS (Continued)

Kind of License	Number of Licenses	Action Taken
Entertainment	6	License changed
Entertainment	10	Transfer granted
Entertainment	3	Transfer rejected
Entertainment	3	Withdrawn
Entertainment	4	Changed to corporation
Entertainment	13	No change
Entertainment	8	Change of stockholders
Druggists	2	Revoked
Druggists	2	Placed on file, warned
Druggists	15	Granted after hearing
Druggists	2	Rejected after hearing
Druggists	5	Suspended 1 week
Druggists	1	Suspended 2 weeks
Druggists	1	Suspended 1 month
Druggists	12	Suspended indefinitely
Druggists	1	Suspended balance of license year
Druggists	8	No change
Druggists without liquor	1	Revoked
Druggists without liquor	2	Placed on file, warned
Druggists without liquor	1	Suspended 1 week
Druggists without liquor	3	Suspended 2 weeks
Druggists without liquor	1	Suspended indefinitely
Druggists without liquor	1	Suspended balance of license year
Druggists without liquor	1	Restrictions imposed
Druggists without liquor	1	Cancelled
570		

MISCELLANEOUS, HEARINGS

Innholders	2	Dismissed
Innholders	2	Placed on file, warned
Innholders	1	No change
Innholders	1	Changed to corporation
Common Victualers	3	Revoked
Common Victualers	8	Revoked, but sentence suspended
Common Victualers	11	Dismissed
Common Victualers	48	Placed on file, warned
Common Victualers	13	Granted after hearing
Common Victualers	2	Rejected after hearing
Common Victualers	1	Suspended 3 days
Common Victualers	3	Suspended 1 week
Common Victualers	6	Suspended indefinitely
Common Victualers	1	Suspension lifted
Common Victualers	9	Restrictions imposed
Common Victualers	8	Miscellaneous, no action necessary
Common Victualers	14	Transfer granted
Common Victualers	4	Transfer rejected
Common Victualers	3	License changed
Common Victualers	1	Withdrawn
Common Victualers	27	No change
Common Victualers	3	Changed to corporation
Common Victualers	2	Restrictions removed
Common Victualers	8	Change of stockholders
Lodging Houses	7	Revoked
Lodging Houses	7	Revoked, but sentence suspended
Lodging Houses	30	Dismissed
Lodging Houses	26	Placed on file, warned
Lodging Houses	21	Granted after hearing
Lodging Houses	6	Rejected after hearing
Lodging Houses	4	Restrictions imposed
Lodging Houses	1	Withdrawn
Lodging Houses	1	No change
Lodging Houses	1	Restrictions removed
Intelligence Offices	2	Placed on file, warned
Intelligence Offices	1	Rejected after hearing
Intelligence Offices	5	Miscellaneous, no action necessary
Intelligence Offices	1	Transfer granted
Fruit, etc.	8	Revoked
Fruit, etc.	4	Revoked, but sentence suspended
Fruit, etc.	2	Dismissed
Fruit, etc.	5	Placed on file, warned
Fruit, etc.	6	Granted after hearing
Fruit, etc.	2	Suspended 2 days
Fruit, etc.	2	Suspended 1 week
Fruit, etc.	2	Suspended 2 weeks
Fruit, etc.	2	Suspended indefinitely
Fruit, etc.	1	Suspension lifted
Fruit, etc.	1	Cancelled
Fruit, etc.	1	No change
Soft Drinks	4	Revoked

MISCELLANEOUS HEARINGS (Continued)

Kind of Licenses	Number of Licenses	Action Taken
Soft Drinks,	4	Revoked, but sentence suspended
Soft Drinks	1	Dismissed
Soft Drinks	2	Placed on file, warned
Soft Drinks,	5	Granted after hearing
Soft Drinks	2	Suspended 1 week
Soft Drinks	2	Suspended 2 weeks
Soft Drinks	2	Suspended indefinitely
Soft Drinks	1	Cancelled
Soft Drinks	1	No change
Billiard, Pool, etc.	1	Revoked
Billiard, Pool, etc.	1	Dismissed
Billiard, Pool, etc.	7	Placed on file, warned
Billiard, Pool, etc.	11	Granted after hearing
Billiard, Pool, etc.	3	Rejected after hearing
Billiard, Pool, etc.	1	Suspended 1 week
Billiard, Pool, etc.	1	Suspended 2 weeks
Billiard, Pool, etc.	2	Restrictions imposed
Billiard, Pool, etc.	1	Transfer granted
Billiard, Pool, etc.	6	No change
Picnic groves	2	Restrictions imposed
390		

RECAPITULATION

December 1, 1938 to December 1, 1939

Alcoholic Beverages		Miscellaneous	
Revoked	7	Revoked	23
Revoked, but sentence suspended	17	Revoked, but sentence suspended	23
Dismissed	25	Dismissed	47
Placed on file, warned	103	Placed on file, warned	92
Granted after hearing	58	Granted after hearing	56
Rejected after hearing	4	Rejected after hearing	12
Suspended	82	Suspended	26
Restrictions imposed	17	Restrictions imposed	17
License changed	21	License changed	3
Transfer granted	43	Transfer granted	16
Transfer rejected	17	Transfer rejected	4
Withdrawn	7	Withdrawn	2
Changed to corporation	8	Changed to corporation	4
Cancelled	1	Cancelled	2
No change	107	No change	37
Restrictions removed	7	Restrictions removed	3
Change of stockholders	19	Change of stockholders	8
Miscellaneous, no action necessary	27	Miscellaneous, no action necessary	13
		Suspension lifted	2
570		390	

FEES COLLECTED ON LIQUOR LICENSES—1939

Class	Amount	Class	Amount
Innholders	\$ 72,000	Retail Stores	381,300
Taverns	233,225	Druggists	56,100
Restaurants	685,900	Specials	2,241
Clubs	35,700		
Total			\$1,466,466

TABLE 1.—INNOLDERS (ALCOHOLIC BEVERAGES)

(Section 12, Chapter 138, General Laws)

Applications filed			37
Applications granted			36
Places licensed			35
Rejected		2	
Reconsidered and granted		1	
Cancelled by the Board		1	
Fees collected All Alcoholic	36 @ \$2,000		\$72,000
The fees fixed by the Board are as follows:			
All Alcoholic Beverages	\$2,000		
Malt and Wine	750		
Malt	400		

TABLE 2.—COMMON VICTUALERS (ALCOHOLIC BEVERAGES)
(Section 12, Chapter 138, General Laws)

Applications filed			821
Applications granted			732
All Alcoholic	7 day	386	
	6 day	98	
Malt and Wine	7 day	56	
	6 day	14	
Malt	7 day	130	
	6 day	48	
Cancelled for non-payment			
All Alcoholic	7 day	6	
	6 day	2	
Malt	7 day	1	
Reconsidered and rejected:			
All Alcoholic	7 day	1	
Malt and Wine	7 day	3	
Malt	7 day	1	
Total—Non-payment and reconsidered and rejected			14
Net to be collected			718
Withdrawn		9	
Rejected	111		
Reconsidered and granted	31		
Cancelled by Board:			
Malt and Wine	7 day	2	
Malt	7 day	1	
Malt	6 day	1	
Revoked:			
All Alcoholic	7 day	2	
Malt and Wine	6 day	1	7
Total Licensed Places			711
Transfers			43
Granted	22		
Rejected	11		
Reconsidered and granted	7		
Reconsidered and rejected	3		
<i>Change in Class</i>			
Changed from:			
*Tav. All Alc. to All Alc. 7 day Restaurant			4
Tav., All Alc. to All Alc. 6 day, 1 A.M. Restaurant			2
*Tav. All Alc. to All Alc. 6 day, Mid. Restaurant			2
Club All Alc. to All Alc. 7 day Restaurant			1
Malt and Wine 7 day Restaurant to All Alc. 7 day Restaurant			3
Malt and Wine 6 day, Mid. Restaurant to All Alc. 6 day, Mid Restaurant			1
Malt and Wine 6 day, 1 A.M., Restaurant to Malt and Wine 7 day Restaurant			2
Malt and Wine 6 day, Mid. Restaurant to Malt and Wine 7 day Restaurant			1
All Alc. 6 day, 1 A.M. Restaurant to All Alc. 7 Day Restaurant			9
All Alc. 6 day, Mid. Restaurant to All Alc. 7 day Restaurant			5
All Alc. 6 day, Mid. Restaurant to All Alc. 6 day, 1 A.M. Restaurant			4
Malt 6 day, 1 A.M. Restaurant to Malt 7 day Restaurant			1
Malt 6 day, Mid. Restaurant to Malt 7 day Restaurant			1
Malt 6 day, Mid. Restaurant to Malt 6 day, 1 A.M. Restaurant			2
**Tavern all alc. to Malt and Wine 7 day Restaurant			1

* One of each reverted to a Tavern again as the additional fee for the change was cancelled.

** This change was at the licensee's request.

Fees Payable:

All Alcoholic—7 day	.	.	381	@ \$1,300	\$495,300
* 7 day	.	.	4	550	2,200
** 7 day	.	.	1	500	500
6 day, 1 A.M.	.	.	29	1,100	31,900
* 6 day, 1 A.M.	.	.	2	350	700
*** 6 day, 1 A.M.	.	.	1	900	900
6 day, Mid.	.	.	64	1,000	64,000
* 6 day, Mid.	.	.	2	250	500
Malt and Wine 7 day,	.	.	56	500	28,000
6 day, 1 A.M.	.	.	2	450	900
6 day, Mid.	.	.	12	400	4,800
Malt 7 day,	.	.	130	400	52,000
6 day, 1 A.M.	.	.	9	375	3,375
6 day, Mid.	.	.	39	325	12,675
Balance due on change of license for 1938	.	.	.	.	50
			732		\$697,800

Cancelled for non-payment
and reconsidered and rejected:

All Alcoholic—7 day,	.	.	6	@ \$1,300	\$ 7,800
* 7 day,	.	.	1	550	550
6 day, Mid.	.	.	1	1,000	1,000
* 6 day, Mid.	.	.	1	250	250
Malt and Wine 7 day,	.	.	3	500	1,500
Malt 7 day,	.	.	2	400	800
Net Fees . . . . .	.	.	14		\$11,900
Collected on . . . . .	.	.	718		\$685,900

* Additional fee for change from tavern all alcoholic license.

** Additional fee for change from club all alcoholic license.

*** Difference on account of credit due from 1938.

The fees fixed by the Board were as follows:

All Alcoholic—7 day.	.	.	.	.	.	.	.	\$1,300
All Alcoholic—6 day, 1 A.M.	.	.	.	.	.	.	.	1,100
All Alcoholic—6 day, Mid.	.	.	.	.	.	.	.	1,000
Malt and Wine—7 day,	.	.	.	.	.	.	.	500
Malt and Wine—6 day, 1 A.M.	.	.	.	.	.	.	.	450
Malt and Wine—6 day, Mid.	.	.	.	.	.	.	.	400
Malt—7 day,	.	.	.	.	.	.	.	400
Malt—6 day, 1 A.M.	.	.	.	.	.	.	.	375
Malt—6 day, Mid.	.	.	.	.	.	.	.	325

TABLE 3.—TAVERNS (ALCOHOLIC BEVERAGES)
(Section 12, Chapter 138, General Laws)

Applications filed . . . . .	.	.	.	.	.	.	.	344
Applications granted . . . . .	.	.	.	.	.	.	.	322
All Alcoholic . . . . .	.	.	.	.	.	.	314	
Malt and Wine . . . . .	.	.	.	.	.	.	2	
Malt . . . . .	.	.	.	.	.	.	6	
Cancelled for non-payment:								
All Alcoholic . . . . .	.	.	.	.	.	.	5	
Malt . . . . .	.	.	.	.	.	.	2	
Reconsidered and rejected:								
All Alcoholic . . . . .	.	.	.	.	.	.	1	
Total—Non-payment and reconsidered and rejected .							8	
Net to be collected . . . . .	.	.	.	.	.	.	314	
Cancelled for the Board:								
All Alcoholic . . . . .	.	.	.	.	.	.	1	

Revoked:

All Alcoholic	1	
Rejected	29	
Reconsidered and granted	8	
Withdrawn	1	
Changed to All Alcoholic Restaurant Licenses	6	
*Changed to Malt and Wine Restaurant License	1	
Places Licensed		305
All Alcoholic	299	
Malt and Wine	2	
Malt	4	
Transfers:		
Granted	10	
Rejected	10	
Reconsidered and granted	3	

* This was changed back to Malt and Wine Restaurant License at the request of the licensee.

Change in Class

Changed from:

*Tavern All Alcoholic to All Alcoholic Restaurant	8
Tavern Malt and Wine to Tavern All Alcoholic	1
Tavern Malt to Tavern All Alcoholic	1
Malt and Wine 6 day, 1 A.M. Restaurant to Tavern All Alcoholic	1
**Malt and Wine 7 day to Tavern All Alcoholic	1

* Two of these reverted to tavern licenses, and the additional fee for each change was cancelled.

** This was changed back to Malt and Wine restaurant for 7 days at the request of licensee.

Fees Payable:

All Alcoholic	312 @ \$750	\$234,000
All Alcoholic—change to	1 @ 375	375
*All Alcoholic—change to	1 @ 250	250
Malt and Wine	2 @ 300	600
Malt	6 @ 200	1,200
	322	\$236,425
Cancelled for non-payment	5 @ 750 \$3,750	
	2 @ 200 400	
Reconsidered and rejected	1 @ 750 750	4,900
Net Fees Collected on	314	\$231,525
**Fees Collected for 1937 and 1938 licenses		1,700
Total Fees Collected		\$233,225

* This was later changed back to Malt and Wine 7 day Restaurant license at the request of licensee.

** Money received on licenses which should have been paid in the previous year, as above.

The fees fixed by the Board are as follows:

All Alcoholic Beverages	\$750
Malt and Wine	300
Malt	200

TABLE 4.—CLUBS (ALCOHOLIC BEVERAGES)

(Section 12, Chapter 138, General Laws)

Applications filed		51
Applications granted	49	
All Alcoholic	45	
Malt and Wine	1	
Malt	3	

Cancelled for non-payment:

All Alcoholic	2	
Net to be collected	47	
Withdrawn	2	
Cancelled by the Board	1	
Places Licensed	46	
All Alcoholic	42	
Malt and Wine	1	
Malt	3	

Fees Payable:

All Alcoholic	45 @ \$800	\$36,000
Malt and Wine	1 @ 400	400
Malt	3 @ 300	900

Total Granted and Gross 49 \$37,300

Cancelled for non-payment:

All Alcoholic	2 @ \$800	1,600
	47	\$35,700

The fees fixed by the Board are as follows:

All Alcoholic	\$800
Malt and Wine	400
Malt	300

TABLE 5.—ONE DAY SPECIAL ALCOHOLIC BEVERAGES FOR MALT OR MALT AND WINE LICENSES

(Section 14, Chapter 138, General Laws)

Applications granted	154
Applications rejected	21
Cancelled for non-payment	8
Reconsidered and granted	6
Places licensed	146
Fees collected	\$511

The fees fixed by the Board vary according to the number of people to be served.

TABLE 6.—SPECIAL ALCOHOLIC BEVERAGES FOR MALT OR MALT AND WINE LICENSES FOR LESS THAN ONE YEAR

(Section 14, Chapter 138, General Laws)

Applications granted	7
Places licensed	7
Fees payable:	
2 @ \$400	\$ 800
2 @ 300	600
1 @ 275	275
1 @ 50	50
1 @ 5	5

Fees collected \$1,730

The fees fixed by the Board vary according to the number of days to be used and the number of people present at the gathering.

TABLE 7.—RETAIL PACKAGE GOODS STORES (ALCOHOLIC BEVERAGES)

(Section 15, Chapter 138, General Laws)

Applications filed	361	376
Applications granted		
All Alcoholic	303	

Malt and Wine	8	
Malt	50	
Cancelled for non-payment:		
*Malt and Wine	3	
*Malt	1	4
Net for Collection	357	
Withdrawn	4	
Rejected	11	
Places Licensed		357
All Alcoholic	303	
Malt and Wine	5	
Malt	49	
* These were reconsidered and rejected.		
Transfers granted	22	
Fees Payable:		
All Alcoholic 303 @ \$1,200		\$363,600
Malt and Wine 8 @ 600		4,800
Malt 50 @ 300		15,000
Total Granted and Gross 361		\$383,400
Cancelled for non-payment:		
Malt and Wine 3 @ 600	\$1,800	
Malt 1 @ 300	300	
Total cancelled for non-payment 4	\$2,100	2,100
Net fees collected on 357		\$381,300
The fees fixed by the Board are as follows:		
All Alcoholic	\$1,200	
Malt and Wine	600	
Malt	300	

TABLE 8.—DRUGGIST (ALL ALCOHOLIC BEVERAGES)
(Section 30a, Chapter 138, General Laws)

Applications filed		206
Applications granted	190	
Places licensed	182	
Cancelled	10	
For the Board	7	
Non-payment of fee	3	
Revoked	1	
Rejected	12	
Withdrawn	4	
Transfers rejected	1	
*Transfers granted	3	

* Transfers were from one individual to another; Board cancelled 3 licenses in these requests.

Fees payable 190 @ \$300	\$57,000
Deduction—cancelled for non-payment 3 @ 300	900
Net fees collected	\$56,100
The fee fixed by the Board is \$300.	

MISCELLANEOUS LICENSES

TABLE 9.—INNOLDERS

Applications granted		55
Places licensed	51	
Cancelled:		
Surrendered	4	

Rejected	38 @	\$ 5	\$190	1
Fees payable	17 @	25	425	
			<u>\$615</u>	

This fee was raised by City Ordinance from \$5 to \$25, without the license for the sale of alcoholic beverages.

With the license for the sale of alcoholic beverages, the license fee shall be \$5.

TABLE 10.—COMMON VICTUALERS

Applications granted				2,579
Places licensed				2,382
Cancelled				193
Surrendered			136	
Non-payment of fee			57	
Rejected				204
Revoked				4
Transferred				59
*Fees payable	2,496 @	\$7.50	\$18,720.00	
	81 @	5.00	405.00	
	3 @	2.50	7.50	
			<u>\$19,132.50</u>	

* Includes three duplicate payments at \$2.50.

**Cancelled:

Non-payment of fees	38 @	\$7.50	\$ 285.00	
	19 @	5.00	95.00	
	5 @	7.50	37.50	\$ 417.50

** Includes unpaid 1938 licenses.

Net fees collected				\$18,715.00
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This fee was raised by City Ordinance from \$5 to \$7.50, effective January 1, 1939.

TABLE 11.—CLUB VICTUALERS (WITHOUT ALCOHOLIC BEVERAGES)

Applications granted				7
Places licensed				6
Cancelled:				
Surrendered				1
Fees payable	6 @	\$7.50	\$ 45.00	\$50.00
	*1 @	5.00	5.00	
			<u>\$50.00</u>	

This fee was raised by City Ordinance from \$5 to \$7.50.

* Paid early in December, 1938.

TABLE 12.—LODGING HOUSES

Granted				2,961
Places licensed				2,765
Cancelled				193
Surrendered			135	
Non-payment of fee			58	
Revoked				3
Rejected				104
Reconsidered and granted				38
Transferred				33
*Fees collected				\$5,810

* Included—3 unpaid 1937 licenses; 3 unpaid 1939 licenses; 2 duplicate fees—\$4.

The fee established by the City is \$2.

TABLE 13.—SUNDAY SALE OF ICE CREAM, CONFECTIONERY, SODA WATER OR FRUIT

Unpaid November 30, 1938						4
Applications granted					1,987	
Cancelled					175	
For the Board (out of business)				96		
*For non-payment of fee				79		
Rejected					15	
Revoked					4	
Transfers granted					25	
Transfers rejected					5	
Withdrawn					20	
Unpaid on November 30, 1939					4	
Fees payable	1,987	@	\$ 5	\$9,935		\$9,935
Deductions:						
Non-payment	79	@	\$5.00	\$395		
Unpaid	4	@	5.00	20		\$ 415
						\$9,520
*One fee forfeited to City; paid after cancellation for non-payment; license not issued						\$ 5
Net fees collected						\$9,525
The fee is established by law at \$5.						

TABLE 14.—RETAIL VENDORS OF SOFT DRINKS

Unpaid November 30, 1938						4
Applications granted					1,871	
Cancelled					165	
For the Board (out of business)				96		
*For non-payment of fee				69		
Rejected					9	
Revoked					3	
Transfers granted					24	
Transfers rejected					3	
Withdrawn					19	
Fees payable	34	@	\$1.00	\$ 34		
	1,841	@	2.00	3,682		\$3,716
Cancelled:						
For non-payment of fee	3	@	\$1.00	\$ 3		
	66	@	2.00	132		\$ 135
						\$3,581
*Two fees at \$2 each forfeited to City; paid after cancellation for non-payment; licenses not issued						\$ 4
Net fees collected						\$3,585
This fee was raised by City Ordinance from \$1 to \$2 effective May 1, 1939.						

TABLE 15.—BILLIARD, POOL, AND BOWLING ALLEYS

Applications granted						223
Places licensed—public					189	
Places licensed—club					20	
Cancelled					10	
For the Board				7		
For non-payment of fee				3		
Revoked					1	
Rejected					12	
Additional					3	
Transfers granted					4	
Transfers rejected					1	
Withdrawn					5	

	Billiard	Pool	Bowling Alleys		
Fees payable	149	731	781 @	\$5	\$8,305
Cancelled for non-payment	2	12	— @	5	70
	147	719	781		\$8,235
Unpaid fees for 1938 paid in 1939	—	3	—		15
	147	722	781		\$8,250
Net fees collected					\$8,250

The fee established by the Board is \$5. for each table or alley.

TABLE 16.—INTELLIGENCE OFFICES

Applications granted						133
Places licensed						122
Cancelled						5
For the Board—Class 2				1		
For non-payment of fee—Class 1				3		
Class 2				1		
Revoked—Class 1						1
Rejected—Class 2						1
Transfers granted						8
Withdrawn						6
Fees payable	62	Class 1 @ \$50	\$3,100			
	38	Class 2 @ 25	950			
	33	Class 3 @ 2	66			\$4,116
Cancelled for non-payment	3	Class 1 @ \$50	\$ 150			
	1	Class 2 @ 25	25			\$ 175
Net fees collected						\$3,941

Five licensees hold two classes of licenses.

The fees fixed by the board are:

Class 1—\$50.

Class 2—\$25.

Class 3—\$2.

TABLE 17.—PICNIC GROVES

Applications granted						4
Places licensed						3
Cancelled						1
For non-payment of fee				1		
Fees payable	3	@ \$25				\$ 75

The fee established by the Board is \$25.

TABLE 18.—FIREARMS

Applications granted						12
Places licensed						12
Fees collected	12	@ \$5				\$60

The fee established by the Board is \$5.

Sale of Firearms Books \$57.35

The Board issued licenses to sell, rent, or lease firearms, as follows:

Bowdoin Loan Co. (Moses Bahn, Pres.)	11	Green st.	Boston
Frederick H. Doell	186	Washington st.	Boston
J. B. Hunter Co.	60	Summer st.	Boston
Iver Johnson Sporting Goods Co.	155	Washington st.	Boston
Jordan Marsh Co.	432	Washington st.	Boston
Kirkwood Bros., Inc.	23	Elm st.	Boston
Lake Erie Sales Co.	93	Massachusetts ave.	Boston
Bernard Marcovitz (Stoddard's)	374	Washington st.	Boston
Raymond's, Inc.	16	Franklin st.	Boston
Bob Smith Sporting Goods Co.	89	Federal st.	Boston
Joseph Sonnabend	2136	Washington st.	Roxbury
Tosi Music & Sporting Goods Co., Inc.	263	Hanover st.	Boston

The following represents the reports made to this office in accordance with the law:

The sale of Revolvers	475
The sale of Rifles and Shotguns	2,436

TABLE 19.—ENTERTAINMENT

Licenses granted	1,143
Innholders	35
Common Victualers (with liquor)	684
Common Victualers (without liquor)	107
Taverns (without common victualer)	16
Taverns (with common victualer)	277
Clubs	24
Places in operation	1,107
Cancelled	36
Innholders	2
Common Victualers (with liquor)	16
Common Victualers (without liquor)	9
Taverns (with common victualer)	5
Taverns (without common victualer)	2
Clubs	2
Rejected	16
Common Victualers (with liquor)	10
Common Victualers (without liquor)	3
Innholders	1
Taverns (with common victualer)	1
Taverns (without common victualer)	1
Revoked	3
Common Victualers (with liquor)	2
Taverns (with liquor)	1
Transfers	29
Common Victualers (with liquor)	18
Taverns (with common victualer)	11
Transfers rejected	14
Common Victualers (with liquor)	6
Taverns (with common victualer)	7
Clubs	1
Transfers withdrawn	5
Common Victualers (with liquor)	3
Taverns (with common victualer)	2
Change to Corporation	91
Taverns	34
Common Victualers	54
Innholders	3
Change of Corporate Name	20
Common Victualers	16
Taverns	4
Change of Officers	67
Common Victualers	40
Taverns	22
Clubs	3
Innholders	2
Amendments granted	97
Common Victualers	87
Taverns	10
Amendments rejected	39
Common Victualers	38
Clubs	1
Amendments reconsidered and granted	12
Common Victualers	12

Extension of time granted									40
Common Victualers	.	.	.	.	.	.	.	.	39
Clubs	.	.	.	.	.	.	.	.	1
Extension of time for special occasions granted									112
Common Victualers	.	.	.	.	.	.	.	.	81
Clubs	.	.	.	.	.	.	.	.	31
Extension of time for special occasions rejected									11
Common Victualers	.	.	.	.	.	.	.	.	10
Clubs	.	.	.	.	.	.	.	.	1
Extension of time for special occasions reconsidered and granted									3
Common Victualers	.	.	.	.	.	.	.	.	2
Clubs	.	.	.	.	.	.	.	.	1

Entertainment Licenses issued:

1,039 radios
633 electric phonographs
380 instrumental, from one piece to full orchestra
255 vocal male—female singer
117 dancing by patrons
62 floor shows
2 tea leaf reading

The above entertainment licenses were issued to 1,143 licensees, as follows:

684 common victualers—with alcoholic beverages
107 common victualers—without alcoholic beverages
277 taverns—with common victualer
16 taverns—without common victualer
radio and electric phonograph only for taverns
piano to one licensee
35 innholders—with alcoholic beverages
24 clubs—with alcoholic beverages

In 1939, no entertainment license was held by any holder of a soft drinks license.

TABLE 20.—EXPENDITURES FROM DECEMBER 1, 1938 TO DECEMBER 1, 1939

Personal Service:

Commissioners, Secretary, and Permanent Employees	\$43,165.67
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Services other than Personal:

Printing and binding	101.98
Transportation of persons	357.75
Light	517.79
Rental	4,548.00
Communication	471.50
Cleaning	7.55
Investigation, etc.	18.50
General plant repair	284.34

Equipment:

Office	178.00
Tools and instruments	467.30
Library	80.50

Supplies:

Office	2,188.63
Food and ice	20.00
Laundry, cleaning, etc.	21.60
Miscellaneous supplies	30.60

<i>Electrical</i>	14.80
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\$52,474.51

The Commonwealth of Massachusetts

ANNUAL REPORT

OF THE

MASS. LICENSING BOARD

FOR THE

CITY OF BOSTON

FOR THE

YEAR ENDING NOVEMBER 30

1940



STATE HOUSE, BOSTON
JUN 5 1941

STATE HOUSE, BOSTON
ANNUAL REPORT

OF THE

LICENSING BOARD FOR THE CITY OF BOSTON

December 1, 1940

TO HIS EXCELLENCY LEVERETT SALTONSTALL, *Governor of the Commonwealth of Massachusetts:*

SIR:

The Licensing Board for the City of Boston, in compliance with Section 5, Chapter 291, Acts of 1906, has the honor to submit the following report of the work of this Department from December 1, 1939 to December 1, 1940.

PERSONNEL OF THE BOARD

Mary E. Driscoll, Edward M. Richardson and Walter R. Meins, Commissioners; Louis Epple, Secretary.

On June 12, 1940, Governor Leverett Saltonstall appointed the Honorable Walter R. Meins in place of Edwin D. Gallagher, whose term had expired. Mr. Meins assumed office June 19, 1940.

NEW QUARTERS

The Board was notified August 1, 1940 that it must vacate the premises at No. 1 Beacon Street, Boston, by October 1, 1940. Suitable quarters were secured on the Eighth Floor of the Province Building, No. 24 Province Street, Boston, and with the approval of the Governor and Council the lease was signed August 21, 1940 for a period of three years.

The work of the staff in the preparation for moving and being installed in the new quarters is worthy of commendation and appreciation of the Board.

INCREASE OF FEES

The Board voted September 20, 1940, to increase the fee of:

a seven-day all alcoholic restaurant license	from \$1,300.	to \$1,400.
seven-day malt and wines	" " "	600. to 700.
seven-day malt	" " "	500. to 600.

and voted September 21, 1940, to increase the fee of:

a six-day all alcoholic restaurant license	from \$1,100.	to \$1,150.
six-day malt and wines	" " "	450. to 550.
six-day malt	" " "	375. to 475.

and to discontinue the six-day restaurant licenses, all classes, midnight closing hour.

These votes applied to the license year of 1941, commencing January 1st.

RELOCATION OF LICENSES

There are many requests for transfers of licenses from one location to another. The Board experiences some difficulty in the granting of these requests because of the feeling in each community that an adequate opportunity to purchase alcoholic beverages is already supplied.

REDUCTION IN QUOTAS

The efforts of the Board to bring about reductions in quotas of all alcoholic beverages licenses (designated in Chapter 245, Acts of 1936, for the sale of beverages not to be consumed on the premises, not including those issued to druggists; and in Chapter 424, Acts of 1937, for the sale of beverages to be consumed on the premises) have availed little because of the right of the individual licensee to incorporate his business.

DRUGGIST LICENSE

A druggist all alcoholic beverages license is granted to a registered pharmacist who holds a Certificate of Fitness issued by the Board of Registration in Pharmacy.

The Board has experienced some difficulty with many of these licensees because of failure to comply with the statute which requires the purchaser of alcoholic beverages to sign his name in a book provided by the licensee for that purpose. A substantial number of hearings were held during the year on such violations and necessary action taken.

ENTERTAINMENT

Many citizens in residential sections have complained of noise coming from premises licensed for mechanical (radio and electrical phonograph) and instrumental music. The Board has curtailed the hours and kinds of entertainment granted in these sections.

The majority of licensees holding entertainment licenses, are interested in providing wholesome entertainment. However, a few licensees are careless about the type of entertainment offered and require supervision from time to time.

BOWLING ALLEYS

Bowling is a wholesome pastime and exercise indulged in by individuals and organizations. In recent years, educational, social and religious workers have given increasing recognition to bowling as a legitimate sport in which student, group and community bowling teams, often composed of minors of both sexes, compete in honorable rivalry. The Board experiences little difficulty and receives but few complaints in the course of licensing and regulating bowling alleys. While an occasional couple may wager on the outcome of certain "strings" bowled, gambling as such is very seldom found in such establishments.

Existing law prohibits the admission of minors to licensed bowling alleys except upon written consent of parent or guardian. This provision frequently gives rise to difficulty and misunderstanding, and awkward situations attributable thereto sometimes arise in the conduct of the alleys.

While the Board makes no recommendation, the question of a possible change in the law whereby minors of suitable age would be permitted to enter licensed bowling alleys is one that might properly receive the careful consideration of Your Excellency.

LODGING HOUSES

The Board receives complaints from the Police of failure on the part of the licensee to keep the register properly and, also, of immorality (by lodgers) on licensed premises. In most cases, however, the Board has been convinced that the licensee has endeavored to conduct the lodging house in accordance with the requirements of the law.

INTELLIGENCE OFFICES

Individuals frequently complain to the Board of the unjust treatment to them by licensees of intelligence offices. Most of these complaints have been due to ignorance and misinterpretation of the law.

LICENSES FOR THE SALE OF ICE CREAM, CONFECTIONERY, SODA WATER OR FRUIT ON THE LORD'S DAY

Section 6 of Chapter 136 of the General Laws regulates who may sell and what may be sold on Sundays with or without a license. Under this section it is permissible for a person who operates a variety or small grocery store to keep open on Sunday for the sale of newspapers and tobacco without a license if he keeps open for the sale of newspapers and tobacco on weekdays; and he may also sell without a license, milk, bread, fuel and ice on Sunday. There would be no difficulty if only such articles were sold on that day, but these stores (or many of them) also sell ice cream or soda water or confectionery or fruit, and for the sale of them a Lord's Day License is required. In addition, many of these stores carry small groceries, meats, canned goods, vege-

tables and delicatessen, which cannot legally be sold on Sunday. Consequently, though the Board exercises some jurisdiction over these places through the licensing of sales of ice cream, soda water, confectionery and fruit, nevertheless, the presence on the licensed premises of other articles of merchandise which cannot legally be sold on Sunday creates troublesome conditions. Because so many police complaints are filed with the Board of illegal sales on Sundays by the holders of Lord's Day Licenses of merchandise not authorized to be sold thereunder, the Board is seriously considering whether or not any such license should be issued for a store stocked with meats, groceries, vegetables, canned goods, delicatessen, etc.

The Board believes that illegal retail sales of such merchandise are frequently made on Sundays by holders of Lord's Day Licenses who are legally engaged in the sale of those commodities on weekdays, and that the possession of such licenses is not infrequently utilized as a "cover" for such illegal Sunday sales. This belief is borne out by practically all of the holders of such licenses brought before the Board on complaint, who admit that they desire to hold Sunday licenses because other stores are closed on that day and their own sales are consequently increased. Under these circumstances the Board fears that by granting the limited Sunday privileges permitted under Lord's Day Licenses it may be aiding and abetting, so to speak, a more or less general violation of the laws requiring observance of the Sabbath.

Although the Board is not prepared to offer specific legislation which may possibly be desirable, it brings to the attention of Your Excellency this outline of the existing situation as to retail sales of food commodities on Sundays.

Respectfully submitted,

BY THE LICENSING BOARD:

MARY E. DRISCOLL, *Chairman*

EDWARD M. RICHARDSON

WALTER R. MEINS

APPENDIX

Financial

RECEIPTS AND DISBURSEMENTS FOR THE YEAR ENDING NOVEMBER 30, 1940:

Alcoholic Beverages	\$1,475,195.00
Miscellaneous Licenses	51,225.50
Miscellaneous Receipts	19.20
	<hr/>
	\$1,526,439.70
Expenses of the Board, salaries, light, rent, etc.	54,295.41
	<hr/>
Total receipts over expenditures	\$1,472,144.29

LICENSES GRANTED BY THE BOARD

Alcoholic Beverages	1,633
Retail Druggists	178
Innholders and common victualers	2,623
Club Victualers	8
Entertainment as required by Chap. 299, Acts of 1926	1,270
Lodging Houses	2,990
Sunday Sale of Ice Cream, Confectionery, Soda Water, or Fruit	1,938
Retail Vendors of Soft Drinks	1,845
Billiard Tables, Pool Tables, and Bowling Alleys	218
Intelligence Offices	173
Sale of Firearms	13
Picnic Groves	4
	<hr/>
	12,893

Total number of applications acted upon during the year:

Granted 12,893 Rejected 235 Total 13,128

Formal Hearings, Alcoholic Beverages Applications and Licenses	482
Formal Hearings, Miscellaneous Licenses	373
	<hr/>
Total Hearings	855

Chapter 138 of the General Laws, as amended, governs the issuing of alcoholic beverages licenses.

Section 12 of Chapter 138 provides for the issuing of licenses for alcoholic beverages to be drunk on the premises. This includes innholders, restaurants, taverns, and clubs, and the number of all alcoholic licenses issued under this Section is limited to 850, but must be reduced by surrender, cancellation, or revocation to 700.

By Section 17, Chapter 424, Acts of 1937, Sections 12 and 15 of Chapter 138 were amended so that the limitation of malt and malt and wine licenses that may be issued is now 320.

Section 15 of said Chapter 138 provides for the issuing of all licenses for alcoholic beverages not to be drunk on the premises except licenses issued to druggists. This means package stores and the number of all alcoholic licenses that may be issued under this Section was, at the beginning of the fiscal year, 303, and, by statute taking effect February 5, 1937, 305; November 30, 1940, 303 were in operation, and this number must be reduced by statute to 250 whenever possible by surrender, cancellation, or revocation.

ALCOHOLIC BEVERAGES, HEARINGS

Kind of License	No. of Licenses	Action Taken
Innholders	4	Placed on file, warned.
Innholders	1	Granted after hearing.
Innholders	1	Suspended one day.
Innholders	1	Suspended one week.
Entertainment	2	Revoked.
Entertainment	1	Revoked, but sentence suspended.
Entertainment	15	Dismissed.
Entertainment	38	Placed on file, warned.
Entertainment	4	Granted after hearing.
Entertainment	1	Suspended one day.
Entertainment	1	Suspended three days.
Entertainment	1	Suspended four days.
Entertainment	3	Suspended one week.
Entertainment	6	Suspended indefinitely.
Entertainment	2	Restrictions imposed.
Entertainment	4	Miscellaneous, no action necessary.
Entertainment	5	License changed.
Entertainment	11	Transfers granted.
Entertainment	1	Withdrawn.
Entertainment	12	No change.
Entertainment	1	Restriction removed.
Entertainment	1	Change of stockholders.
Entertainment	1	Change to corporation.
Common Victualers	2	Revoked.
Common Victualers	2	Revoked, but sentence suspended.
Common Victualers	13	Dismissed.
Common Victualers	44	Placed on file, warned.
Common Victualers	17	Granted after hearing.
Common Victualers	1	Rejected after hearing.
Common Victualers	1	Suspended one day.
Common Victualers	4	Suspended two days.
Common Victualers	5	Suspended three days.
Common Victualers	4	Suspended four days.
Common Victualers	7	Suspended one week.
Common Victualers	1	Suspended ten days.
Common Victualers	2	Suspended indefinitely.
Common Victualers	2	Suspended balance of license year.
Common Victualers	2	Restrictions imposed.
Common Victualers	9	Miscellaneous, no action necessary.
Common Victualers	7	License changed.
Common Victualers	8	Transfers granted.
Common Victualers	1	Suspension lifted.
Common Victualers	35	No change.
Common Victualers	4	Restrictions removed.
Common Victualers	1	No action.
Common Victualers	2	Change of stockholders.
Common Victualers	1	Changed to corporation.
Taverns	2	Revoked.
Taverns	1	Revoked, but sentence suspended.
Taverns	3	Dismissed.
Taverns	10	Placed on file, warned.
Taverns	1	Granted after hearing.
Taverns	1	Suspended three days.
Taverns	1	Suspended one week.
Taverns	1	Suspended thirty days.
Taverns	2	Suspended indefinitely.
Taverns	7	Miscellaneous, no action necessary.

ALCOHOLIC BEVERAGES, HEARINGS (Continued)

Kind of License	No. of Licenses	Action Taken
Taverns	12	Transfers granted.
Taverns	5	Transfers rejected.
Taverns	1	Withdrawn.
Taverns	6	No change.
Clubs	3	Placed on file, warned.
Clubs	1	Suspended one week.
Clubs	1	Restrictions imposed.
Clubs	1	Miscellaneous, no action necessary.
Clubs	1	Transfer granted.
Clubs	3	No change.
Retail Bottle Stores	1	Dismissed.
Retail Bottle Stores	34	Placed on file, warned.
Retail Bottle Stores	5	Granted after hearing.
Retail Bottle Stores	2	Suspended three days.
Retail Bottle Stores	1	Suspended balance of license year.
Retail Bottle Stores	2	Miscellaneous, no action necessary.
Retail Bottle Stores	2	License changed.
Retail Bottle Stores	10	Transfers granted.
Retail Bottle Stores	9	Transfers rejected.
Retail Bottle Stores	1	Withdrawn.
Retail Bottle Stores	1	Suspension lifted.
Retail Bottle Stores	15	No change.
Druggists	1	Revoked.
Druggists	2	Dismissed.
Druggists	5	Placed on file, warned.
Druggists	4	Granted after hearing.
Druggists	2	Rejected after hearing.
Druggists	1	Suspended three days.
Druggists	1	Suspended one week.
Druggists	1	Suspended thirty days.
Druggists	1	Suspended one month.
Druggists	8	Suspended indefinitely.
Druggists	3	Suspended balance of license year.
Druggists	1	Cancelled.
Druggists	1	Suspension lifted.
Druggists	13	No change.

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MISCELLANEOUS, HEARINGS

Innholders	1	Dismissed.
Innholders	4	Placed on file, warned.
Innholders	2	Granted after hearing.
Innholders	1	No change.
Common Victualers	4	Revoked.
Common Victualers	4	Revoked, but sentence suspended.
Common Victualers	15	Dismissed.
Common Victualers	40	Placed on file, warned.
Common Victualers	8	Granted after hearing.
Common Victualers	9	Suspended one day.
Common Victualers	2	Suspended three days.
Common Victualers	1	Suspended four days.
Common Victualers	1	Suspended one week.
Common Victualers	1	Suspended indefinitely.
Common Victualers	5	Restrictions imposed.
Common Victualers	4	Miscellaneous, no action necessary.
Common Victualers	12	Transfers granted.
Common Victualers	4	Licenses changed.
Common Victualers	1	Cancelled.
Common Victualers	1	Withdrawn.
Common Victualers	13	No change.
Common Victualers	2	Restrictions removed.
Common Victualers	1	Change of stockholders.
Common Victualers	1	Changed to corporation.
Lodging Houses	3	Revoked.
Lodging Houses	3	Revoked, but sentence suspended.
Lodging Houses	31	Dismissed.
Lodging Houses	24	Placed on file, warned.
Lodging Houses	7	Granted after hearing.
Lodging Houses	1	Rejected after hearing.
Lodging Houses	3	Restrictions imposed.
Lodging Houses	1	Transfer granted.
Lodging Houses	1	Withdrawn.
Lodging Houses	1	No change.
Lodging Houses	1	Restriction removed.
Intelligence Offices	1	Dismissed.
Intelligence Offices	1	Placed on file, warned.
Intelligence Offices	1	Rejected after hearing.

MISCELLANEOUS HEARINGS (Continued)

Kind of License	No. of Licenses	Action Taken
Fruit, etc.	6	Revoked.
Fruit, etc.	1	Revoked, but sentence suspended.
Fruit, etc.	2	Dismissed.
Fruit, etc.	11	Warned, placed on file.
Fruit, etc.	7	Granted after hearing.
Fruit, etc.	1	Rejected after hearing.
Fruit, etc.	15	Suspended one day.
Fruit, etc.	14	Suspended two days.
Fruit, etc.	2	Suspended three days.
Fruit, etc.	4	Suspended four days.
Fruit, etc.	1	Suspended two weeks.
Fruit, etc.	1	Suspended one month.
Fruit, etc.	3	Suspended indefinitely.
Fruit, etc.	1	Suspended balance of license year.
Fruit, etc.	1	Suspension lifted.
Fruit, etc.	1	Miscellaneous, no action necessary.
Fruit, etc.	1	No change.
Fruit, etc.	1	No action.
Soft Drinks	4	Revoked.
Soft Drinks	1	Revoked, but sentence suspended.
Soft Drinks	2	Dismissed.
Soft Drinks	8	Placed on file, warned.
Soft Drinks	6	Granted after hearing.
Soft Drinks	1	Suspended one day.
Soft Drinks	1	Suspended one month.
Soft Drinks	1	Suspended indefinitely.
Soft Drinks	1	Suspension lifted.
Soft Drinks	1	Miscellaneous, no action necessary.
Billiard, Pool, etc.	2	Dismissed.
Billiard, Pool, etc.	15	Placed on file, warned.
Billiard, Pool, etc.	9	Granted after hearing.
Billiard, Pool, etc.	2	Suspended two weeks.
Billiard, Pool, etc.	2	Suspended thirty days.
Billiard, Pool, etc.	1	Cancelled.
Billiard, Pool, etc.	3	No change.
Billiard, Pool, etc.	1	Restriction removed.
Druggists, Certificate of Fitness	10	Placed on file, warned.
Druggists, Certificate of Fitness	2	Suspended thirty days.
Druggists, Certificate of Fitness	4	Suspended one month.
Druggists, Certificate of Fitness	3	Suspended indefinitely.
Druggists, Certificate of Fitness	1	Suspended balance of license year.
Druggists, Certificate of Fitness	1	Suspension lifted.
Druggists, Certificate of Fitness	1	Miscellaneous, no action necessary.
Picnic Groves	1	Miscellaneous, no action necessary.

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RECAPITULATION

December 1, 1939 to December 1, 1940

Alcoholic Beverages	Miscellaneous
Revoked	7
Revoked, but sentence suspended	4
Dismissed	34
Warned, placed on file	138
Granted after hearing	32
Rejected after hearing	3
Suspended	64
Restrictions imposed	5
License changed	14
Transfers granted	42
Transfers rejected	14
Withdrawn	3
Suspension lifted	3
Cancelled	1
No change	84
Restrictions removed	5
No action	1
Change of stockholders	3
Changed to corporation	2
Miscellaneous, no action necessary	23
	13
	9
	54
	113
	39
	3
	72
	8
	2
	13
	4
	2
	2
	19
	4
	1
	1
	8

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TABLE 1—INNHOLDERS (ALCOHOLIC BEVERAGES)
(Section 12, Chapter 138, General Laws)

Applications filed			35
Applications granted			35
Places licensed, in force and effect 11/30/40			35
Fees payable—All Alcoholic	34 @	2,000	68,000
	* 1 @	900	900

Net Fees Collected \$68,900

* Additional fee for change from six-day all alcoholic restaurant license.

Change in Class

Change from six-day all alcoholic restaurant license to all alcoholic innholder license 1

Note: One innholder license in effect the beginning of our fiscal year, or the balance of the license year (1939), was cancelled by the Board 12/5/40. This action does not affect the above table.

The fees fixed by the Board are as follows:

All Alcoholic Beverages	\$2,000
Malt and Wine	750
Malt	400

TABLE 2—COMMON VICTUALERS (ALCOHOLIC BEVERAGES)
(Section 12, Chapter 138, General Laws)

Applications filed			727
Applications granted:			
All Alcoholic	7 day	388	
All Alcoholic	6 day	101	
Malt and Wine	7 day	61	
Malt and Wine	6 day	14	
Malt	7 day	118	
Malt	6 day	42	
Total Granted			724
Cancelled for Non-Payment:			
Reconsidered and Rejected:			
All Alcoholic	6 day	2	
Malt and Wine	7 day	1	
Malt	7 day	6	
Malt	6 day	1	
Total—Non-payments reconsidered and rejected			10
Net to be Collected			714
Applications withdrawn	1		
" rejected	7		
" reconsidered and rejected	5		
Cancelled by the Board		1	
Changed to all alcoholic taverns		2	
Changed to all alcoholic innholders		1	
Revoked: All Alcoholic		5	
Malt and Wine		1	
Malt		1	11
			703
Restored: All Alcoholic			1
Places licensed, in full force and effect	11/30/40	704	
Transfers: Granted		21	
Rejected		11	
Reconsidered and Rejected		0	
Reconsidered and Granted		5	
Fees Payable:			
All Alcoholic 7 day	382 @	\$1,300	\$496,600
* 7 day	6 @	550	3,300
** 7 day-1939 bal.		200	200

	6 day-1 A.M.	31 @	1,100	34,100
*	6 day-1 A.M.	6 @	350	2,100
***	6 day-1 A.M.	1 @	350	350
	6 day-Mid.	60 @	1,000	60,000
*	6 day-Mid.	3 @	250	750
Malt and Wine	7 day	61 @	600	36,600
	6 day-1 A.M.	1 @	450	450
	6 day-Mid.	13 @	400	5,200
Malt	7 day	118 @	500	59,000
	6 day-1 A.M.	6 @	375	2,250
	6 day-Mid.	36 @	325	11,700
Total Granted				724
				\$712,600
Cancelled for Non-Payment:				
Reconsidered and Rejected				
	All Alcoholic 6 day-1 A.M.	2 @	\$1,100	\$2,200
	Malt and Wine 7 day	1 @	600	600
	Malt 7 day	6 @	500	3,000
	Malt 6 day-Mid.	1 @	325	325
Total—{Non-Payment				10
{Reconsidered and Rejected				\$6,125
				\$6,125
Net fees collected on				714
				\$706,475

* Additional fee for change from all alcoholic tavern license to (1) seven-day all alcoholic restaurant license; (2) six-day, 1 A.M.-Mid.

** Additional fee for change from six-day all alcoholic restaurant license, 1 A.M., to seven-day all alcoholic restaurant license, 1 A.M. 1939.

*** Additional fee for change from all alcoholic tavern license to six-day all alcoholic restaurant license, midnight; later, to 1 A.M.

Changes in Class

From—	To—
All Alcoholic Tavern	7 day All Alcoholic Restaurant 6
All Alcoholic Tavern	6 day " " " " 1 A.M. 6
All Alcoholic Tavern	6 day " " " " Mid.) 1
	6 day " " " " 1 A.M.) 3
	6 day " " " " Mid.) 1
All Alcoholic Tavern	7 day " " " " " 5
6 day All Alcoholic Restaurant, 1 A.M.	6 day " " " " 1 A.M. 4
*6 day All Alcoholic Restaurant, Mid.	All Alcoholic Innholder 1
6 day All Alcoholic Restaurant, 1 A.M.	All Alcoholic Tavern 2
**7 day All Alcoholic Restaurant	7 day Malt Restaurant 3
7 day Malt and Wine Restaurant	7 day Malt and Wine Restaurant 1
6 day Malt and Wine Restaurant, Mid.	7 day Malt and Wine Restaurant 1
7 day Malt Restaurant	7 day Malt Restaurant 1
6 day Malt Restaurant, Mid.	7 day Malt Restaurant 1
6 day Malt Restaurant, 1 A.M.	6 day Malt Restaurant, Mid. 1
6 day Malt and Wine Restaurant, Mid.	6 day Malt and Wine Restaurant, Mid. 1
6 day Malt Restaurant, Mid.	Special Malt License 1
7 day Malt Restaurant	No additional Fee 1

* One Reverted to 6 day All Alcoholic Restaurant, midnight, again as fee for change was not paid.

** Changed at the request of the licensees.

The fees fixed by the Board were as follows:

	All Alcoholic	Malt and Wine	Malt
7 day	\$1,300	* \$600	* \$500
6 day, 1 A.M.	1,100	450	375
6 day, Midnight	1,000	400	325

* The Board voted September 8, 1939 to increase the fees of the 7-day malt and wine restaurant license from \$500. to \$600., and the 7 day malt restaurant license from \$400. to \$500., commencing January 1, 1940.

TABLE 3—TAVERNS (ALCOHOLIC BEVERAGES)

(Section 12, Chapter 138, General Laws)

Applications filed	307
Applications granted:	
All Alcoholic	300
Malt and Wine	2
Malt	5

Net to be Collected		307
Revoked	2	
Changed to All Alcoholic Restaurant Licenses	16	
		<hr/> 18
		289
Restored	1	
*Changed from All Alcoholic Restaurant Licenses	2	
		<hr/> 3
Places licensed, in full force and effect 11/30/40		292

*Changed at the request of the licensees.

Transfers: Granted		21	
Rejected		16	
Reconsidered and Granted		9	
Reconsidered and Rejected		2	
Fees Payable:			
All Alcoholic	300 @	\$750	\$225,000
Malt and wine	2 @	300	600
Malt	5 @	200	1,000
			<hr/>
Net Fees Collected	307		\$226,600

Changes in Class

From—	To—	
All Alcoholic Taverns	All Alcoholic Restaurants	16
All Alcoholic Restaurants	All Alcoholic Taverns	2
The fees fixed by the Board are as follows:		
All Alcoholic		\$750
Malt and Wine		300
Malt		200

TABLE 4—CLUBS (ALCOHOLIC BEVERAGES)
(Section 12, Chapter 138, General Laws)

Applications filed			47
Applications granted			45
All Alcoholic		41	
Malt and Wine		1	
Malt		3	
Applications rejected—All Alcoholic			2
Transfers granted—All Alcoholic			1
Transfers rejected—All Alcoholic			1
Cancelled by the Board—All Alcoholic			1
Out of Business			
Clubs operating on November 30, 1940			
All alcoholic	40		
Malt and Wine	1		
Malt	3		
Fees Payable:			
All Alcoholic	41 @	\$800	\$32,800
Malt and Wine	1 @	400	400
Malt	3 @	300	900
			<hr/>
Net Fees Collected			\$34,100
The fees fixed by the Board are as follows:			
All Alcoholic		\$800	
Malt and Wine		400	
Malt		300	

TABLE 5—SPECIAL MALT OR MALT AND WINE ALCOHOLIC BEVERAGES LICENSES
FOR ONE DAY

(Section 14, Chapter 138, General Laws)

Applications granted	149
Applications rejected	16
Cancelled for non-payment	7
Reconsidered and granted	1
Places licensed	142
Fees collected	\$465
The fees fixed by the Board vary according to the number of people to be served.	

TABLE 6—SPECIAL MALT OR MALT AND WINE ALCOHOLIC BEVERAGES LICENSES
FOR LESS THAN ONE YEAR

(Section 14, Chapter 138, General Laws)

Applications granted	10
Places licensed	10
Fees Payable:	
2 @ \$400	\$800
2 @ 300	600
1 @ 275	275
1 @ 250	250
1 @ 150	150
1 @ 50	50
1 @ 25	25
1 @ 5	5

Net Fees Collected \$2,155

The fees fixed by the Board vary according to the number of days to be used and the number of people present at the gathering.

TABLE 7—RETAIL PACKAGE GOODS STORES (ALCOHOLIC BEVERAGES)

(Section 15, Chapter 138, General Laws)

Applications filed	377
Applications granted	363
All Alcoholic	304
Malt and Wine	12
Malt	47
Applications rejected	11
*Application reconsidered and rejected (unpaid) All Alcoholic	1
Applications withdrawn	3
Transfers granted	19
Transfers rejected	15
Cancelled, out of business. Malt	1
Places operating on November 30, 1940	361
All Alcoholic	303
Malt and Wine	12
Malt	46
Fees Payable:	
All Alcoholic	304 @ \$1,200
Malt and Wine	12 @ 600
Malt	47 @ 300
	\$386,100
*Reconsidered and Rejected	1 @ 1,200
	1,200
Net Fees Collected	\$384,900
The fees fixed by the Board are as follows:	
All Alcoholic	\$1,200
Malt and Wine	600
Malt	300

TABLE 8—DRUGGISTS (ALCOHOLIC BEVERAGES)

(Section 30a, Chapter 138, General Laws)

Applications filed			202
Applications granted			178
Places licensed		167	
Cancelled:			
For the Board			4
Non-payment of Fee			5
Revoked			1
Reconsidered and rejected			1
Rejected			17
Withdrawn			7
Transfers granted			3
From one individual to another			
Fees Payable	178 @ \$300		\$53,400
Deductions:			
Cancelled for Non-Payment	5 @ 300) *		
	1 @ 300)		1,800
Net Fees Collected			\$51,600
The fee fixed by the Board is \$300.			

MISCELLANEOUS LICENSES

TABLE 9—INNOLDERS

Applications granted			53
Places licensed			53
Rejected			2
	35 @ \$ 5	\$175	
	18 @ 25	450	
Net Fees Collected		\$625	

The fees established by the City are \$25, without the license for the sale of alcoholic beverages; and \$5, with the license for the sale of alcoholic beverages.

TABLE 10—COMMON VICTUALERS

Applications granted			2,570
Places licensed			2,397
Cancelled:			168
Surrendered		121	
Non-Payment of Fee		47	
Rejected			37
Reconsidered and granted			16
Reconsidered and rejected			3
Revoked			5
Transferred:			
Granted		56	
Rejected		15	
Reconsidered and granted		11	
*Net Fees Collected			\$18,952.50

*5 unpaid 1939 licenses: 4 paid, 1 non-payment.

*3 paid balance of increased license fee @ \$2.50 on 1939 license.

*1 unpaid 1940 license.

There were 29 dining cars granted, 1 dining car rejected—leaving 28 dining cars in force.

The fee established by the City is \$7.50; raised from \$5. to \$7.50 for the license year of 1939.

TABLE 11—CLUB VICTUALERS

Applications granted	8
Places licensed	7
Cancelled:	
Surrendered	1
Rejected	1
Fees Collected	\$60.00

The fee established by the City is \$7.50.

TABLE 12—LODGING HOUSES

Applications granted	2,990
Places licensed	2,796
Cancelled:	
Surrendered	136
Non-payment of fee	57
Rejected	77
Reconsidered and granted	27
Revoked	1
Transfers granted	36
Transfers rejected	2
Transfers reconsidered and granted	1
Transfers reconsidered and rejected	1
*Net Fees Collected	\$5,862.00

*6 unpaid licenses for 1940.

*1 duplicate license fee.

*3 — 1939 licenses paid.

The fee established by the City is \$2.

TABLE 13—SUNDAY SALE OF ICE CREAM, CONFECTIONERY, SODA WATER OR FRUIT

Unpaid, as of November 30, 1939	4
Applications granted	1,938
Applications cancelled	170
For the Board—out of business	111
For non-payment of fee	59
Rejected	23
Revoked	6
Transfers granted	38
Withdrawn	30
Unpaid November 30, 1940	3
Fees Payable	1,942 @ \$5 \$9,710
Deductions:	
Non-payment of fee	59 @ 5 \$295
Unpaid	3 @ 5 15 \$310
Net Fees Collected	\$9,400

The fee established by law is \$5.

TABLE 14—RETAIL VENDORS OF SOFT DRINKS

Applications granted	1,845
Applications cancelled	153
For the Board—out of business	102
For non-payment of fee	51
Rejected	17
Revoked	5
Transfers granted	34
Withdrawn	24
Unpaid November 30, 1940	2
Fees Payable	1,845 @ \$2 \$3,690
Deductions:	
For non-payment	51 @ 2 102
Unpaid	2 @ 2 4 106
Net Fees Collected	\$3,584

The Board issued licenses to sell, rent, or lease firearms, as follows:

Bowdoin Loan Co. (Moses Bahn, Pres.)	11 Green Street	Boston
Frederick H. Doell	186 Washington Street	Boston
J. B. Hunter Co.	60 Summer Street	Boston
Iver Johnson Sporting Goods Co.	155 Washington Street	Boston
Jordan Marsh Co.	432 Washington Street	Boston
Kirkwood Bros., Inc.	23 Elm Street	Boston
Lake Erie Sales Co.	93 Massachusetts Avenue	Boston
Bernard Marcovitz (Stoddard's)	374 Washington Street	Boston
Raymond's, Inc.	16 Franklin Street	Boston
Bob Smith Sporting Goods Co.	89 Federal Street	Boston
Joseph Sonnabend	2136 Washington Street	Roxbury
Tosi Music & Sporting Goods Co., Inc.	263 Hanover Street	Boston
Harry J. White	8 Bosworth Street	Boston

The following represents the reports made to this office in accordance with the law:

The sale of Revolvers	519
The sale of Rifles and Shotguns	3,656

TABLE 19—ENTERTAINMENT

Licenses granted	1,270
Innholders	34
Common Victualers (with liquor)	687
Common Victualers (without liquor)	225
Taverns (with common victualer)	283
Taverns (without common victualer)	14
Clubs	27
Places in operation	1,227
Cancelled	43
Common Victualers (with liquor)	7
Common Victualers (without liquor)	26
Taverns (with common victualer)	9
Club	1
Rejected	15
Common Victualers (with liquor)	4
Common Victualers (without liquor)	10
Taverns (with common victualer)	1
Reconsidered and granted	7
Common Victualers with liquor	3
Common Victualers (without liquor)	3
Taverns (with common victualer)	1
Revoked	7
Common Victualers (with liquor)	5
Taverns (with common victualer)	1
Taverns (without common victualer)	1
Restored	1
Common Victualer (with liquor)	1
Transfers granted	23
Common Victualers (with liquor)	12
Common Victualers (without liquor)	2
Taverns (with common victualer)	8
Innholder	1
Transfers rejected	13
Common Victualers (with liquor)	4
Taverns (with common victualer)	8
Club	1
Transfers reconsidered and granted	11
Common Victualers (with liquor)	4
Taverns (with common victualer)	6
Club	1
Amendments granted	51
Common Victualers (with liquor)	40
Common Victualers (without liquor)	3
Taverns (with common victualer)	6

Tavern (without common victualer)	1	
Club	1	
Amendments rejected		35
Common Victualers (with liquor)	35	
Amendments reconsidered and granted		11
Common Victualers (with liquor)	11	
Extension of time granted		21
Common Victualers (with liquor)	18	
Clubs	2	
Common Victualer (without liquor)	1	
Extension of time for special occasions granted		49
Innholders	5	
Common Victualers (with liquor)	30	
Clubs	14	
Additional entertainment for special occasions granted		57
Common Victualers (with liquor)	48	
Clubs	9	
Additional entertainment for special occasions rejected		15
Common Victualers (with liquor)	12	
Clubs	3	
Additional entertainment for special occasions reconsidered and granted		4
Common Victualers (with liquor)	4	
Entertainment licenses issued:		
1,136 Radios		
825 Phonographs		
424 Instrumental Music (from one piece to full orchestra)		
311 Vocal—male—female singer		
150 Dancing by Patrons		
68 Floor Shows		
1 Tea Leaf Reading		
1 Wrestling Bouts		

The above entertainment licenses were issued to 1,270 licensees, as follows:

34 Innholders—with alcoholic beverages
27 Clubs—with alcoholic beverages
684 Common Victualers—with alcoholic beverages
225 Common Victualers—without alcoholic beverages
286 Taverns—with alcoholic beverages
14 Taverns—without alcoholic beverages

In 1940, no entertainment license was held by any holder of a soft drinks license.

TABLE 20—TOTAL RECEIPTS { LIQUOR LICENSE FEES
MISCELLANEOUS LICENSE FEES
SALE OF FIREARM BOOKS

December 1, 1939 to December 1, 1940

Liquor Licenses

Innholders	\$68,900.00
Taverns	226,600.00
Restaurants	706,475.00
Package stores	384,900.00
Clubs	34,100.00
Druggists	51,600.00
Specials	2,620.00

Total—Liquor \$1,475,195.00

Miscellaneous Licenses

Common Victualers	\$18,952.50
Fruits, etc.	9,400.00
Soft Drinks	3,584.00

Innholders	625.00	
Lodging Houses	5,862.00	
Firearms	65.00	
Billiard, Pool, etc.	8,220.00	
Intelligence Offices	4,357.00	
Club Victualers	60.00	
Picnic Groves	100.00	
<hr/>		
Total—Miscellaneous		51,225.50
Miscellaneous		
Firearm Books		19.20
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TOTAL—LICENSES AND MISCELLANEOUS		\$1,526,439.70

EXPENDITURES

Personal Service

Commissioners, Secretary, and Permanent Employees .	\$44,247.98
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Services other than Personal

Printing and Binding	106.05
Transportation of Persons	250.85
Cartage and Freight	394.02
Light	493.20
Rental	4,631.84
Communication	436.15
Cleaning	4.45
Investigation, etc.	30.00
General Plant Repair	352.85
Miscellaneous	513.75

Equipment

Furniture and Fittings	65.50
Office	677.81
Library	45.00
Tools and Instruments	3.15

Supplies

Office	1,936.50
Food and Ice	14.00
Laundry, Cleaning, etc	28.88
Miscellaneous	28.18

Electrical	35.25
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\$54,295.41





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